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Volume 2

Journal of the Senate

Legislature of the State of California
1959 Regular Session

January Fifth to June Nineteenth

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HON. GLENN M. ANDERSON
President of the Senate

HON. HUGH M. BURNS
President pro Tempore

J. A. BEEK
Secretary

Volume 2

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CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-FIFTH LEGISLATIVE DAY

EIGHTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, April 29, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, the work with which we have been entrusted calls for the best that is in man; the best of intellect, the best of human behavior, the highest goals for living. Grant us to sense Thy presence that our thinking may not only be clear, but also pure; that in our deeds we shall seek what is good in itself and just toward others; that the things for which we live may not be wholly the creations of our minds, but revelations of Thy purposes for us. Thus shall we be able to add to our own stature and enhance good government in our State. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Berry, on motion of Senator Burns, due to personal business.

Senator Shaw, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Walter Miller and sons, Douglas and Norman of Sunnyvale. Also, Mr. Harold Thompson, brother of Senator Thompson, Mrs. Thomas Tracey, Mrs. Alec Casalegno, Lucian Flagg, teacher, and the following students of Machado Elementary School in Morgan Hill: Marylee

Casalegno, Tom Tracey, Annie Segura, Mark Leverton, Ray Manka, Clara Montano, Joel Moore, and Harold Thompson, Jr. Also, Mr. Leonard Herman, superintendent, Mrs. William Y. Britton, teacher, and the following students of Oak Grove Elementary School: Manuel Avila, William Bonilla, Frank Camacho, David Carden, Richard Cardoza, James Chappell, Vivian Corriea, Jonas Cota, JoAnn Davis, Ronald Delpier, Leo Doyle, Leland Freitas, David Fuller, Vivian Hara, Wayne Hidalgo, Larry Hoffman, Keith Iida, Pauline Jacobo, Sonia Johnson, Mary Johnston, Marion Kimura, Lee Lish, Ronald Mark, Don Marler, Humberto Marques, Arthur Noriega, Ladd Nunnelley, Victor Panis, Melvin Perreira, Joyce Pierce, Wayne Reed, Larry Reese, Shirley Rines, Lydia Sena, William Spencer, Ronald Stoker, Charlyn Thomas, Michael Wilson, and Daniel Zuniga.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Charlotte Lynch of Pleasant Hill, Mrs. Beverly Hanawalt of Walnut Creek, Mrs. Paul Byrne, wife of Senator Byrne, of Chico, and Mrs. James J. McBride, wife of Senator McBride, of Ventura.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John T. Schiavenza of San Leandro and Miss Elizabeth McFeely of Oakland. Also, Mr. Richard D. Murray, principal, Mrs. Colleen Sobrero, Mrs. Dorothy Vallroy, Mrs. Louise Wright, Mrs. Dorothy Dillion, and the following students of Independent Elementary School: Marilynn Adams, Rolland Armstrong, Robert Bennett, Wesley Dillon, Rosemerry Correa, Gerals Duarte, Linda Fraser, John Griffiths, Billy Landes, Ronnie Lawrence, Alan Liljedahl, Vinnie Lowe, Madge Lucchesi, Robert Lucchesi, Carl McGhee, Dorae Newman, Richard Schumacher, Bradley Sharpe, Sharon Sobrero, Thomas Texeira, Jon Vandenakker, and Patty Wright.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hoyt E. Roy of San Diego.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests from Modesto, Oakdale, Ceres, and Lathrop: Mrs. Hazel M. Foletta, Mrs. Agnes Bozarth, Rilla K. Hoatson, Mr. Robert L. Moore, and Mr. and Mrs. S. E. Courtney, all of Modesto; Mr. Q. E. Cargile of Lathrop; Mr. Robert C. Harrity of Ceres; and John A. Morrow, Fred Wilson, Grace Wilson, Bessie Cornwell, Pearl Fiscus, Everett Fountain, Mrs. Olive Johnson, Mrs. Leah Oonk, Louise Wuelfing, Margaret Ringer, Fannie Webber, and George J. Webber.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. E. E. Hall of Avenal.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Mullen, Mr. Myron Bird, and the following students from Portola Junior High School in El Cerrito: Mike Bergen, Marie Bird, Linda De Coss, David Jenson, Liz King, Arthur Pritchard, and Pam Thatcher.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Marjul McCormack and the following students from California Junior High School: Bob Altamirano, Jeannine Beaver, Linda Bell, Peyton Black, James Flanagan, Janet Fong, Judy Gerristen, Doug Hewett, Alan Holstrom, Bruce Johnson, Gerald Kost, Bill Kelso, Lerry Longhofer, David MacDonald, Terry McWilliams, Diane Moy, Karen Olson, Steve Shearer, John Sheedy, Mike Slater, Teddy Spargo, Susan Waters, Diane West, Mary Whitaker, and Phillip Wyman. Also Alex Gutierrez, who is a member of the Tahoe-Tallac "Cardinals," and was a guest of the Senate on Tuesday, April 28, 1959. Also Mr. Islahi, editor of *"Kohieston,"* City of Lahore, Pakistan.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lela Burns, teacher; Mr. and Mrs. Seio Masuda, Mr. and Mrs. Richard Uhrhammer, Mr. and Mrs. Jack Carter, Mr. and Mrs. Ernest Yoshida, Mrs. Bruce Runner, and the following students of Ballico Elementary: Carl Cavaiani, Robbin Cherry, Sheldon Fountain, Allen Jantz, Kenneth Kajioka, Leland Lariosa, Barry Masuda, Robert Uhrhammer, Ronald Yoshida, Londa Carter, Barbara Lampley, Marjorie Lampley, Sandra Clay Reed, Diane Runner, Shirley Schmidt, Evonne Weathers, Eva Dean Whatley, Mary Williamson, Mary Naranjo, and Kathryn Peyton.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William E. G. Watts of Fresno. Also, Judge Ralph Dills of Los Angeles, who is also a guest of Lieutenant Governor Anderson.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard Kempton Break of Visalia, and Mr. and Mrs. S. Wesley Break of Redlands.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Renee Saks, Mrs. Dorothy Crudup, Mrs. Florence Yossem, and Mrs. Julia Kagan, all of Los Angeles; and Mrs. Glenn Wilson of Pasadena.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ed Frank, City Manager of the City of Petaluma.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Perry Graef, Mr. and Mrs. Abe Keffury, Mr. Jack Irvin, and the following students from Santa Margarita Union Elementary School: Janet Bermingham, Don Brown, Marty Brown, Larry Duncanson, Rose Espinosa, Sharon Estrada, Bonie Graef, Karl Grunow, Bill Haynes, Darlene Keffury, Leonard Maldonado, Aurora Molinar, Ted Prell, Connie Sapien, Socorra Torrez, Eldon Wadhams, Patsy Walker, and Barbara Whitley.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Bowman Community Club: Martha Cox, Virginia Hoyer, Evalina Nelson, Winona Musso, and Millie Bell; and the following students of Bowman Elementary School: Darrel Hughes, Robert

Sorem, Vance Bailey, Arlene Lewis, Beth Johnston, Nancy Miller, Joyce Gavrilko, Caroline Coquoz, Millie Bell, Dorothy Cavrilko, Minnie Braz, Beulah Musso, Mrs. Borovich, Rodger Musso, Richard Musso, Peter Callamares, Perry Bengtson, Ronnie Marie Coquoz, and Clifford Braz.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 29, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 159
Assembly Bill No. 237
Assembly Bill No. 241
Assembly Bill No. 597
Assembly Bill No. 712
Assembly Bill No. 753
Assembly Bill No. 1277
Assembly Bill No. 1280
Assembly Bill No. 1343
Assembly Joint Resolution No. 28

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, April 29, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 567
Senate Bill No. 685
Senate Bill No. 760

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 29, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 132
Assembly Bill No. 366
Assembly Bill No. 647
Assembly Bill No. 684
Assembly Bill No. 1090
Assembly Bill No. 1204
Assembly Bill No. 1228
Assembly Bill No. 1309
Assembly Bill No. 1310
Assembly Bill No. 1433
Assembly Bill No. 1448
Assembly Bill No. 1500
Assembly Bill No. 1559
Assembly Bill No. 1560
Assembly Bill No. 1561
Assembly Bill No. 1701
Assembly Bill No. 1826
Assembly Bill No. 1836
Assembly Bill No. 1932
Assembly Bill No. 1933
Assembly Bill No. 1993
Assembly Bill No. 2001
Assembly Bill No. 2010
Assembly Bill No. 2018
Assembly Bill No. 2065
Assembly Bill No. 2084
Assembly Bill No. 2085
Assembly Bill No. 2107
Assembly Bill No. 2126
Assembly Bill No. 2131

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 132—An act to amend Section 72069 of the Government Code, relating to the fee for preparing copies of records of municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 366—An act to amend Section 72602 of the Government Code, relating to municipal courts in Los Angeles County.

Referred to Committee on Local Government.

Assembly Bill No. 647—An act to amend Section 11200 of, and to add Article 9.9 (commencing at Section 11276) to, and amend and renumber the title of Article 9.6 (commencing at Section 11270) of,

Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Referred to Committee on Water Resources.

Assembly Bill No. 684—An act to amend Section 73781 of, and to add Sections 70045.3 and 73781.5 to, the Government Code, relating to court reporters in Marin County.

Referred to Committee on Local Government.

Assembly Bill No. 1090—An act to add Sections 20007, 20144, and 20302 to, and Article 5 (commencing at Section 20350) to Chapter 2, Part 1, Division 14 of, the Health and Safety Code, relating to police protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 1204—An act to repeal Part 2 (commencing at Section 20500) of Division 14 of the Health and Safety Code, and to add Section 38638 to the Government Code, relating to police protection at public meetings.

Referred to Committee on Judiciary.

Assembly Bill No. 1228—An act to amend Sections 73821, 73822, and 73823 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 1309—An act to amend Sections 73602, 73603 and 73605 of the Government Code, relating to the municipal court in the Cities of Daly City and South San Francisco.

Referred to Committee on Local Government.

Assembly Bill No. 1310—An act to amend Sections 73522, 73523 and 73525 of the Government Code, relating to the municipal court in the Cities of Burlingame and San Mateo.

Referred to Committee on Local Government.

Assembly Bill No. 1433—An act to amend Sections 19620, 19624, and 19629 of, and to repeal Sections 19621, 19622, 19622.5, 19622.7, 19623, 19624, 19625, 19626, 19627.3, and 19628 of, the Business and Professions Code, to amend Sections 88, 92.1, 92.5, 94, 94.5, and 94.6 of the Agricultural Code, to amend Section 25902 of the Government Code, and to repeal Section 25903 of the Government Code, relating to state revenues.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1448—An act to add Title 4 (commencing with Section 13500) to Part 4 of the Penal Code, relating to standards for recruitment and training of local law enforcement officers, and making an appropriation.

Referred to Committee on Judiciary.

Assembly Bill No. 1500—An act to amend Sections 73648, 73650, 73958, 74355, and 74748 of, and to add Article 25.5 (commencing at Section 74361) to Chapter 10, of Title 8 of, and to repeal Sections

73644, 73645, 73954, 73955, 74344, 74345, 74346, 74744, and 74745 of, the Government Code, relating to the office of marshal of municipal courts in San Diego County.

Referred to Committee on Local Government.

Assembly Bill No. 1559—An act to add Section 2509.1 to the Revenue and Taxation Code, relating to the collection of property taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1560—An act to amend Section 4149 of the Revenue and Taxation Code, relating to redemption of any parcel of tax-sold or tax-deeded property.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1561—An act to amend Section 4102 of the Revenue and Taxation Code, relating to redemption of tax-sold and tax-deeded property.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1701—An act to add Section 655 to the Unemployment Insurance Code, relating to excluded services.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1826—An act to add Article 4 (commencing at Section 7350) to Chapter 2, Part 2, Division 6 of the Fish and Game Code, relating to the use of minnows, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Assembly Bill No. 1836—An act to add Section 11580.2 to the Insurance Code, relating to uninsured motorist coverage.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1932—An act to amend Section 4354 of the Agricultural Code, relating to fluid milk and fluid cream.

Referred to Committee on Agriculture.

Assembly Bill No. 1933—An act to amend Section 4361 of the Agricultural Code, relating to fluid milk and fluid cream.

Referred to Committee on Agriculture.

Assembly Bill No. 1993—An act to amend Sections 141.5 and 2183 of the Welfare and Institutions Code, relating to public assistance warrants.

Referred to Committee on Local Government.

Assembly Bill No. 2001—An act to amend Section 8250 of the Health and Safety Code, relating to cemeteries.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2010—An act to add Section 20568.1 to, and to amend Sections 26965, 26966 and 26967 of, the Water Code, relating to irrigation districts.

Referred to Committee on Local Government.

Assembly Bill No. 2018—An act to amend Section 197.8 of the Streets and Highways Code, relating to city street project contracts.

Referred to Committee on Local Government.

Assembly Bill No. 2065—An act to amend Section 70046 of the Government Code, relating to court reporters.

Referred to Committee on Local Government.

Assembly Bill No. 2084—An act to amend Section 22651 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to removal of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2085—An act to amend Section 4000 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to registration for vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2107—An act to amend Section 26709 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to mirrors.

Referred to Committee on Transportation.

Assembly Bill No. 2126—An act to add Section 22519 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the regulation of offstreet parking facilities by local authorities.

Referred to Committee on Transportation.

Assembly Bill No. 2131—An act to repeal Section 814.4 of, to add Section 814.4 to, and to amend Section 828.7 of, the Agricultural Code, relating to vegetable standards.

Referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 266—An act to amend Section 108 of the Insurance Code, relating to classes of insurance;

Senate Bill No. 428—An act to amend Section 702 of the Military and Veterans Code, relating to salaries and expenses of the Division of Farm and Home Purchases, Department of Veterans Affairs;

Senate Bill No. 493—An act to amend Section 1696.3 of the Labor Code, relating to transportation of farm laborers;

Senate Bill No. 681—An act to add Section 6705 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the registration of vehicles by servicemen;

Senate Bill No. 689—An act to amend Section 1091 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to contracts between county superintendents of schools and school districts;

Senate Bill No. 690—An act to amend Section 15958 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district supplies;

Senate Bill No. 713—An act to amend Section 5707 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to junior colleges;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-ninth day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 50—Approving an amendment to the charter of the City of Porterville, a municipal corporation in the County of Tulare, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the seventh day of April, 1959;

Senate Concurrent Resolution No. 51—Approving an amendment to the charter of the City of San Bernardino, County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the seventeenth day of March, 1959;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-ninth day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 423
Senate Bill No. 871
Senate Bill No. 873
Senate Bill No. 889

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 4
Senate Bill No. 306
Senate Bill No. 376
Senate Bill No. 470
Senate Bill No. 471
Senate Bill No. 730
Senate Bill No. 884
Senate Bill No. 920
Senate Bill No. 925
Senate Bill No. 926
Senate Bill No. 988

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 1526

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Assembly Bill No. 1793
Assembly Bill No. 1317

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 1792

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 87
Assembly Bill No. 1066
Assembly Bill No. 1828

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 826
Senate Bill No. 827
Assembly Bill No. 841
Assembly Bill No. 1721
Assembly Bill No. 1722
Assembly Bill No. 1829
Assembly Bill No. 1830
Assembly Bill No. 1831
Assembly Bill No. 1832
Assembly Bill No. 1622
Assembly Concurrent Resolution No. 103

Has had the same under consideration, and reports the same back with the recommendation: Do pass (Be adopted) and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.
Above reported resolution ordered to second reading.

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 381

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill ordered re-referred to Committee on Finance.

Committee on Agriculture

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 994

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 401

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be re-referred to Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 970
Assembly Bill No. 572

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency to which were referred:

Senate Bill No. 647	Assembly Bill No. 1027
Assembly Bill No. 816	Assembly Bill No. 1077
Assembly Bill No. 1026	Assembly Bill No. 1652

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency to which were referred:

Senate Bill No. 38	Senate Bill No. 992
Senate Bill No. 72	Assembly Bill No. 1014
Senate Bill No. 840	Assembly Bill No. 1264
Senate Bill No. 967	Assembly Bill No. 1865

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency to which was referred:

Assembly Bill No. 567

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

GIBSON, Chairman

Above reported bill re-referred to Committee on Judiciary.

Committee on Education

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 1720

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 702
Senate Bill No. 847
Senate Bill No. 952

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 702

Senator Grunsky moved that Senate Bill No. 702 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 702—An act to add Section 94.5 to the Penal Code, relating to fees and gratuities for performing marriage.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "code", insert "and to add Sections 69507 and 72006 to the Government Code".

Amendment No. 2

On page 1, line 3, after "State", insert ", except a judge of a justice court,".

Amendment No. 3

On page 1, after line 18, insert

"This section does not apply to a request for or acceptance of a fee for performing a marriage on Saturday, Sunday or a legal holiday.

SEC. 2. Section 69507 is added to the Government Code, to read:

69507. The presiding judge of each superior court may designate a judge of the court to be available on days other than a Saturday, Sunday, or legal holiday to perform a marriage without fee.

SEC. 3. Section 72006 is added to said code, to read:

72006. The presiding judge of each municipal court may designate a judge of the court to be available on days other than a Saturday, Sunday, or legal holiday to perform a marriage without fee."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 847

Senator Regan moved that Senate Bill No. 847 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 847—An act to amend Section 1871 of the Code of Civil Procedure, relating to compensation of court-appointed medical expert witnesses.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 21, of the printed bill, strike out "On", and insert "In any county with a population of over 4,000,000 in which the following procedure has been authorized by the board of supervisors, on".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 952

Senator Holmdahl moved that Senate Bill No. 952 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 952—An act to amend Section 12201 of the Penal Code, relating to possession of machine guns.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On line 2 of the title of the printed bill, strike out "possession of".

Amendment No. 2

On page 1, strike out lines 5 and 6, and insert "ments, sheriffs' offices and city mar-".

Amendment No. 3

On page 1, line 7, after "shals", insert "offices".

Amendment No. 4

On page 1, line 8, after "duties", insert "; nor shall anything in this chapter prohibit the possession of machine guns by regular, salaried, full-time members of a police department, sheriff's office or city marshal's office who use such machine guns in the course of their duties".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 936
Assembly Bill No. 927
Assembly Bill No. 1094

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 936

Senator Murdy moved that Senate Bill No. 936 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 936—An act to add Section 703 to the Welfare and Institutions Code, relating to authorization of medical, surgical, ophthalmic, and dental services to minors.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, as amended in Senate April 16, 1959, strike out ", surgical, ophthalmic, and dental services", and insert "or remedial care or treatment".

Amendment No. 2

On page 1, lines 5 and 6, strike out ", surgical, ophthalmic, or dental care", and insert "or remedial care or treatment recognized or permitted under the laws of this State".

Amendment No. 3

On page 1, line 7, strike out "physician or optometrist", and insert "practitioner".

Amendment No. 4

On page 1, lines 8 and 9, strike out ", surgical, ophthalmic, or dental service", and insert "or remedial care or treatment".

Amendment No. 5

On page 1, line 11, strike out ", surgical, ophthalmic, or dental services.", and insert "or remedial care or treatment. Nothing contained herein shall be construed to authorize the performance of medical or remedial care and treatment for a person over the objection of the parent or guardian of that person unless the court so orders."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 927

Senator Hollister moved that Assembly Bill No. 927 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 927—An act to add Section 201a to, and to amend Section 225 of, the Code of Civil Procedure, relating to trial juries.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "empower", and insert "adopt written rules and regulations establishing a procedure whereby".

Amendment No. 2

On page 1, line 6, after "county", insert "may be empowered".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 1094

Senator Hollister moved that Assembly Bill No. 1094 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1094—An act to add Article 13 (commencing with Section 255) to Chapter 1, Title 3, Part 1 of the Code of Civil Procedure, relating to the drawing of juries.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 12, of the printed bill, after "jurors", insert ", provided that such selection and drawing shall be done by lot".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1172

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1172

Senator Dilworth moved that Asesmbly Bill No. 1172 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1172—An act to add Part 13 (commencing with Section 30001) to Division 2 of the Revenue and Taxation Code, imposing a tax on tobacco and tobacco products, and making an appropriation, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 14, of the printed bill, as amended in Assembly March 31, 1959, strike out "price for which", and insert "established price for which a manufacturer sells tobacco products to a distributor, before the allowance of any discount, trade allowance, rebate or other reduction. The board may prescribe the manner of determining such price."

Amendment No. 2

On page 2, strike out line 15.

Amendment No. 3

On page 2, line 17, after "of", insert "untaxed".

Amendment No. 4

On page 2, line 29, strike out "does not exceed", and insert "exceeds".

Amendment No. 5

On page 2, line 29, strike out "rates", and insert "sales".

Amendment No. 6

On page 2, line 30, strike out "is not in excess of", and insert "exceeds".

Amendment No. 7

On page 2, strike out lines 31 to 33, inclusive.

Amendment No. 8

On page 3, lines 1 and 2, strike out "in quantities of 200 or more in a single shipment".

Amendment No. 9

On page 3, lines 37 and 38, strike out ", except through vending machines,".

Amendment No. 10

On page 3, strike out line 39, and insert "and ships' stores."

Amendment No. 11

On page 3, strike out lines 40 to 43, inclusive, and insert

"30103. The taxes imposed by this part shall not apply to distributions of cigarettes or tobacco products to a licensed distributor who has furnished bond as prescribed by Article 1, Chapter 3, of this part, in an amount not less than one hundred

thousand dollars ($100,000) and who has established to the satisfaction of the board that this bond, together with other property of the distributor, is sufficient security to assure payment by him of all taxes as they may become due to the State under this part."

Amendment No. 12

On page 4, line 9, strike out "30185", and insert "30186".

Amendment No. 13

On page 4, line 11, after "manufacturers", insert ", distributors,".

Amendment No. 14

On page 4, line 12, after "products", insert a period.

Amendment No. 15

On page 4, line 12, strike out "as samples for advertising purposes. The board may".

Amendment No. 16

On page 4, strike out lines 13 to 15, inclusive.

Amendment No. 17

On page 4, line 19, strike out "30186", and insert "30187".

Amendment No. 18

On page 4, strike out lines 20 to 26, inclusive, and insert

"30107. Each distributor shall at the time of making a sale of cigarettes or tobacco products to a distributor or dealer, furnish to the purchaser an invoice or other written memorandum of sale in which the sales price and the tax imposed under this part are separately stated."

Amendment No. 19

On page 4, line 27, strike out "maintaining a place of", and insert "engaged in".

Amendment No. 20

On page 4, line 33, after "under", insert a comma.

Amendment No. 21

On page 4, between lines 35 and 36, insert

"Distributor engaged in business in the State" means and includes any of the following:

(a) Any distributor maintaining, occupying, or using, permanently or temporarily, directly or indirectly, or through a subsidiary, or agent, by whatever name called, an office, place of distribution, sales or sample room or place, warehouse or storage place or other place of business.

(b) Any distributor having any representative, agent, salesman, canvasser or solicitor operating in this State under the authority of the distributor or its subsidiary for the purpose of selling, delivering, or the taking of orders for cigarettes or tobacco products."

Amendment No. 22

On page 4, line 37, after "products", insert "acquired by a distributor are untaxed cigarettes or tobacco products, and that all cigarettes or tobacco products".

Amendment No. 23

On page 4, line 38, after the first "State", strike out the comma.

Amendment No. 24

On page 4, line 38, after the second "State", insert a comma.

Amendment No. 25

On page 5, line 1, strike out "on Dealers".

Amendment No. 26

On page 5, line 3, strike out "distributing", and insert "holding or storing".

Amendment No. 27

On page 5, line 4, after "products", insert "for sale, use, or consumption".

Amendment No. 28

On page 5, line 5, after "every", insert "distributor and every".

Amendment No. 29

On page 5, line 7, after "control", insert "in this State".

Amendment No. 30

On page 5, line 9, strike out "wholesale sales price", and insert "cost to him".

Amendment No. 31

On page 5, line 10, after "control", insert "in this State".

Amendment No. 32

On page 5, line 13, strike out "July 15", and insert "July 25".

Amendment No. 33

On page 5, line 14, strike out "Each dealer, on or before July 15, 1959, shall", and insert "Each distributor and dealer shall on or before July 25, 1959,".

Amendment No. 34

On page 5, strike out line 17, and insert "the cost to him of tobacco products in the possession of or under the control of the distributor or dealer, in this State at 4".

Amendment No. 35

On page 5, between lines 20 and 21, insert

"30124. The provisions of this article shall not apply to cigarettes or tobacco products owned and in the possession or control of the manufacturer thereof; nor to cigarettes or tobacco products stored in a bonded warehouse and which are non-taxpaid under the provisions of Chapter 52 of the Internal Revenue Act of 1954, as amended."

Amendment No. 36

On page 5, strike out lines 44 to 46, inclusive, and insert

"30142. Subject to the limitations provided in this section, the board shall fix the amount of the bond or bonds required of any distributor and may increase or reduce the amount at any time. In fixing the total amount of the bond or bonds required, the board shall require a bond or bonds equivalent in total amount to twice the distributor's estimated monthly tax liability ascertained in such manner as the board may deem proper. The total amount of the bond or bonds required of any distributor shall never be less than five hundred dollars ($500)."

Amendment No. 37

On page 6, strike out lines 31 to 33, inclusive, and insert

"30147. Upon receipt of a completed application and such bonds or other security as may be required by the board under this part, the board shall issue to the applicant a license as a distributor. A separate license shall be issued for each place of business of the distributor within the State. A license is valid only for engaging in business as a distributor at the place designated thereon, and it shall at all times be conspicuously displayed at the place for which issued."

Amendment No. 38

On page 6, line 34, after "canceled", insert ", suspended,".

Amendment No. 39

On page 6, line 50, after "canceled", insert ", suspended,".

Amendment No. 40

On page 7, between lines 25 and 26, insert

"30183. On or before the fifteenth day of each month each distributor required under Section 30108 to collect any tax during the preceding month shall file a report with the board on forms prescribed by the board showing the number of cigarettes and the wholesale sales price of tobacco products with respect to which he was required to collect the tax and such other information as the board may require to carry out the purposes of this part."

Amendment No. 41

On page 7, line 26, strike out "30183", and insert "30184".

Amendment No. 42

On page 7, line 28, strike out "30184", and insert "30185".

Amendment No. 43

On page 7, line 39, strike out "30185", and insert "30186".

Amendment No. 44

On page 7, line 46, strike out "30186", and insert "30187".

Amendment No. 45

On page 11, between lines 3 and 4, insert

"Article 1.5. Notice to Withhold

30311. If any person is delinquent in the payment of the amount required to be paid by him or in the event a determination has been made against him which remains unpaid, the board may, not later than three years after the payment became delinquent, or within three years after the last recording of a certificate under Section 30322, give notice thereof personally or by registered mail to all persons, including any officer or department of the State or any political subdivision or agency of the State, having in their possession or under their control any credits or other personal property belonging to the delinquent, or person against whom a determination has been made which remains unpaid, or owing any debts to the delinquent or such person. In the case of any state officer, department or agency, the notice shall be given to such officer, department or agency prior to the time it presents the claim of the delinquent taxpayer to the State Controller.

30312. After receiving the notice the persons so notified shall neither transfer nor make any other disposition of the credits, other personal property, or debts in their possession or under their control at the time they receive the notice until the board consents to a transfer or disposition or until 60 days elapse after the receipt of the notice, whichever period expires the earlier.

30313. All persons so notified shall forthwith after receipt of the notice advise the board of all such credits, other personal property, or debts in their possession, under their control, or owing by them. If such notice seeks to prevent the transfer or other disposition of a deposit in a bank or other credits or personal property in the possession or under the control of a bank, the notice to be effective shall be delivered or mailed to the branch or office of such bank at which such deposit is carried or at which such credits or personal property is held.

30314. If, during the effective period of the notice to withhold, any person so notified makes any transfer or disposition of the property or debts required to be withheld hereunder, to the extent of the value of the property or the amount of the debts thus transferred or paid he shall be liable to the State for any indebtedness due under this part from the person with respect to whose obligation the notice was given if solely by reason of such transfer or disposition the State is unable to recover the indebtedness of the person with respect to whose obligation the notice was given."

Amendment No. 46

On page 12, line 46, strike out "by any person", and insert "more than once or has been erroneously or illegally collected or computed".

Amendment No. 47

On page 12, line 47, after "forth", insert "that fact".

Amendment No. 48

On page 12, line 48, strike out "paid", and insert "collected".

Amendment No. 49

On page 12, line 49, strike out "by whom the excess was paid to the", and insert "from whom it was collected or by whom it was paid."

Amendment No. 50

On page 12, strike out line 50, and insert "If approved by the State Board of Control, the excess amount collected or paid shall".

Amendment No. 51

On page 13, between lines 3 and 4, insert

"In the case, however, of a determination by the State Board of Equalization that an amount not exceeding one hundred dollars ($100) was not required to be paid under this part, the State Board of Equalization, without obtaining approval of the State Board of Control, may credit such amount on any amounts then due and payable under this part from the person by whom the amount was paid and shall refund the balance to the person or his successors, administrators or executors.

30362. No refund shall be allowed or approved after three years from the fifteenth day after the close of the monthly period for which the overpayment was made, or, with respect to a determination made under Chapter 4 of this part, after six months from the date the determination becomes final, or after six months from the date of overpayment, whichever period expires the later, unless a claim therefor is filed with the board within such period. No credit shall be approved or allowed after the expiration of such period unless a claim for credit is filed with the board within such period.

30363. Every claim for refund or credit shall be in writing and shall state the specific grounds upon which it is founded.

30364. Failure to file a claim within the time prescribed in this article constitutes a waiver of all demands against the State on account of the overpayment.

30365. Within 30 days after disallowing any claim in whole or in part, the board shall serve written notice of its action on the claimant in the manner prescribed for the service of a notice of a deficiency determination.

30366. Interest shall be computed, allowed, and paid upon any overpayment of any amount of tax at the rate of one-half of 1 percent per month from the fifteenth day of the calendar month following the monthly period for which the overpayment was made, but no refund or credit shall be made of any interest imposed upon the claimant with respect to the amount being refunded or credited.

The interest shall be paid:

(a) In the case of a refund, to the fifteenth day of the calendar month following the date upon which the claimant is notified by the board that a claim may be filed or the date upon which the claim is certified to the State Board of Control, whichever date is the earlier.

(b) In the case of a credit, to the same date as that to which interest is computed on the tax or amount against which the credit is applied.

30367. If the board determines that any overpayment has been made intentionally or by reason of carelessness, it shall not allow any interest thereon."

Amendment No. 52

On page 13, strike out lines 4 to 17, inclusive.

Amendment No. 53

On page 13, line 24, strike out "the County of Sacramento", and insert "any city or county in this State in which the Attorney General has an office,".

Amendment No. 54

On page 13, strike out lines 40 to 51, inclusive, and insert "any tax or any amount of tax required to be collected.

30402. No suit or proceeding shall be maintained in any court for the recovery of any amount alleged to have been erroneously or illegally determined or collected unless a claim for refund or credit has been duly filed.

30403. Within 90 days after the mailing of the notice of the board's action upon a claim for refund or credit, the claimant may bring an action against the board on the grounds set forth in the claim in a court of competent jurisdiction in any city or county in the State in which the Attorney General has an office for the recovery of the whole or any part of the amount with respect to which the claim has been disallowed.

30404. If the board fails to mail notice of its action on a claim within six months after the claim is filed, the claimant may, prior to the mailing of notice by the board of its action on the claim, consider the claim disallowed and bring an action against the board on the grounds set forth in the claim for the recovery of the whole or any part of the amount claimed as an overpayment.

30405. Failure to bring a suit or an action within the time specified in this article constitutes a waiver of all demands against the State on account of an alleged overpayment."

Amendment No. 55

On page 14, line 1, strike out "30404", and insert "30406".

Amendment No. 56

On page 14, line 11, strike out "30405", and insert "30407".

Amendment No. 57

On page 15, line 11, strike out "prescribe regulations,".

Amendment No. 58

On page 15, line 20, strike out "examine", and insert "make such examinations of".

Amendment No. 59

On page 15, line 22, strike out "may investigate the character of the disposition", and insert "such other investigations as it may deem necessary in carrying out the provisions of this part."

Amendment No. 60

On page 15, strike out lines 23 to 25, inclusive.

Amendment No. 61

On page 15, line 43, strike out "reports", and insert "records maintained by the board under this part,".

Amendment No. 62

On page 16, between lines 35 and 36, insert

"SEC. 2. If any provision of this act is declared unconstitutional or invalid, for any reason, the remainder of the act shall not thereby be invalidated but shall remain in full force and effect."

Amendment No. 63

On page 16, line 36, strike out "SEC. 2.", and insert "SEC. 3."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 712

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 712

Senator Regan moved that Senate Bill No. 712 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 712—An act to amend Sections 2016, 2019, 2020, 2021, 2024, 2025, 2026, 2030, 2032, 2033 and 2034 of, and to add Sections 1991.1, 1991.2 and 2023 to, the Code of Civil Procedure, relating to depositions and discovery.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 2, lines 11, 12, and 13, of the printed bill, strike out "or the production of books, documents or other things at depositions".

Amendment No. 2

On page 13, lines 19, 20, and 21, strike out "or refuses to produce at a deposition any books, documents or other things under his control pursuant to a proper subpoena duces tecum,".

Amendment No. 3

On page 13, lines 30 and 31, strike out "or the production of such book, document or other thing".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO PRINT AMENDMENTS IN JOURNAL

Senator Collier moved that the following amendments to Senate Bill No. 376, submitted to the Committee on Transportation, be printed in the Journal.

Motion carried.

Proposed amendment by Senator Collier:

Amendment No. 1

On page 50, line 8, of the printed bill, as amended in Senate April 24, 1959, before the period, insert "Revenue Fund, in the State Treasury, which is hereby created. No funds shall be withdrawn therefrom except pursuant to legislative appropriation in the 1960 Budget Session of the Legislature".

Proposed amendments by Senator McAteer:

Amendment No. 1

On page 2, line 38, of the printed bill, as amended in Senate April 24, 1959, after "metropolitan", insert "transportation".

Amendment No. 2

On page 10, line 47, after "metropolitan", insert "transportation".

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Stiern:

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1328 An act to add Sections 20004.5, 20004.6, 20031.5, 20031.6, 20124.5, 20497, 20498, 20601.5, 20989, 21251.14, 22153, 22213, and 22550.5 to, to amend Section 22009.1 of, and to repeal Part 3.5 (commencing at Section 21600) of Division 5, Title 2, of the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR STIERN

Above request referred to Committee on Rules.

CONSIDERATION OF DAILY FILE

Consideration of Assembly Amendments

Senate Bill No. 132—An act to amend Section 5093 of the Business and Professions Code, and to amend Section 5083 of the Business and Professions Code as proposed by Senate Bill No. 104, relating to accountancy.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 132?

Amendment No. 1

On page 3, line 6, of the printed bill, after "5093", insert "of the Business and Professions Code as".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 132 by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, McCarthy, Miller, Murdy, O'Sullivan, Richards, Stiern, Thompson, and Williams—24.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 552—An act to amend Section 2211 of the Streets and Highways Code, relating to the apportionment of federal aid for secondary highways.

Bill read second time.

Motion to Re-refer Senate Bill No. 552

Senator McBride moved that Senate Bill No. 552 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 831—An act to amend Section 405 of, and to add Section 12520 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to the issuance of junior permits for the operation of motor-driven cycles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 972—An act to amend Section 2156 of the Streets and Highways Code, relating to county road deficiency reports.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1073—An act to add Section 26310 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to truck and trailer brakes.

Bill read second time.

Motion to Re-refer Senate Bill No. 1073

Senator McBride moved that Senate Bill No. 1073 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 735—An act to add Section 30610 to the Streets and Highways Code, relating to the San Francisco-Oakland Bay Bridge.

Bill read second time.

Motion to Re-refer Senate Bill No. 735

Senator McBride moved that Senate Bill No. 735 be re-referred to Committee on Finance.

Motion carried.

Senate Resolution No. 73—Relative to the adoption of state highway routes.

Resolution read second time, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 47—Relative to the study of a state highway route.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 18, of the printed measure, as amended in Senate April 6, 1959, strike out "requested", and insert "directed".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 582—An act to add Part 4 (commencing at Section 24100) to Division 9 of the Public Utilities Code, and to add Part 6.5 (commencing at Section 11800) to Division 2 of the Revenue and Taxation Code, relating to the licensing and registration of aircraft and the taxation of the privilege of operating the same, providing for the administration thereof, and appropriating the revenue derived therefrom.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 2, after line 49, of the printed bill, as amended in Senate March 24, 1959, insert

"24121.5. The registrations and collection of fees required by this part shall be accomplished by the Department of Motor Vehicles acting for the commission. The commission shall reimburse the Department of Motor Vehicles for its cost in performing the registration and collection."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 302—An act to amend Section 10826 of the Fish and Game Code, relating to Game Refuge 1-J.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 497—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "citizen of the United States", and insert "resident of this State".

Amendment No. 2

On page 1, line 8, strike out "who is a resident of this State,".

Amendment No. 3

On page 1, line 12, strike out "or alien".

Amendment No. 4

On page 1, line 16, strike out "citizen of the United States", and insert "person".

Amendment No. 5

On page 2, line 13, after "Sacramento", insert ", on a suitable form furnished by the department,".

Amendment No. 6

On page 2, after line 26, insert

"SEC. 2. This act shall become operative January 1, 1960."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 510—An act to amend Sections 5324 and 5325 of the Business and Professions Code, relating to outdoor advertising.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 733—An act to amend Section 9575.6 of the Business and Professions Code, relating to the State Board of Dry Cleaners, and making an appropriation, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 923—An act to repeal Sections 863, 864, 865, and 866 of, and to add Sections 863, 864, 865, 866, and 866.5 to, and to amend Sections 867 and 868 of, the Welfare and Institutions Code, relating to reimbursement of counties for their cost of care and maintenance of juvenile court wards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "the guardian and the administrator of".

Amendment No. 2

On page 2, line 2, after "persons", insert "(in this article called relatives)".

Amendment No. 3

On page 2, line 5, strike out "rate", and insert "cost".

Amendment No. 4

On page 2, line 11, strike out "The", and insert "Except as otherwise ordered by the juvenile court, the probation officer or other".

Amendment No. 5

On page 2, line 18, strike out "are", and insert "is".

Amendment No. 6

On page 2, between lines 19 and 20, insert

"If the representative of the estate or the relative liable for the care, support and maintenance of the minor claims that the minor's estate or relative is financially unable to pay the amounts established under this article for the care, support and maintenance of the minor, he may make such claim in writing to the probation officer of the county in which the juvenile court making the order of placement, detention or commitment is located. The probation officer shall, upon receipt of such a claim, make an investigation to determine whether the minor's estate or responsible relative is financially able to pay the said amounts established under this article, or any part thereof, and report the results of his investigation to the juvenile court. On receipt of the probation officer's report, the juvenile court shall hear and determine the claim, and may order that the representative of the estate or the relative pay all of the said amounts established under this article or any part thereof which the juvenile court finds that the estate or relative is financially able to pay."

Amendment No. 7

On page 2, line 21, after "The", insert "probation officer or other".

Amendment No. 8

On page 2, line 23, after "863", insert "or established by order of the juvenile court".

Amendment No. 9

On page 2, line 27, after "The", insert "probation officer or other".

Amendment No. 10

On page 2, line 34, strike out "Such", and insert "The probation officer or other".

Amendment No. 11

On page 2, line 44, after "made," insert "for the cost of care, support or maintenance in any county institution or".

Amendment No. 12

On page 2, line 46, after "person", insert "as provided in this article".

Amendment No. 13

On page 3, line 7, after "the", insert "probation officer or other county".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 379—An act to amend Sections 8011 and 8014 of the Fish and Game Code, relating to receipts for fish, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in Senate April 8, 1959, after "squid", insert "used or intended to be used in a cannery".

Amendment No. 2

On page 2, after line 15, insert

"SEC. 3. This act shall become operative August 1, 1959".

Amendments read, and adopted.

Further Amendment to Senate Bill No. 379

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 8, of the printed bill, as amended in Senate April 8, 1959, after "copy.", insert "The buyer or canner upon request of such authorized agent shall notify the agent of the unloading and weighing of such fish and shall permit such agent to be present at all times during the weighing of such fish."

Amendments read, and adopted.

Bill ordered printed, and to second reading file.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 273—An act to amend Section 633 of the Vehicle Code, and Section 24404 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to spotlamps on vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 327—An act to amend Sections 5254 and 5255 of the Streets and Highways Code, relating to bonds of contractors and remedies in case of default by contractor.

Bill read second time, and ordered to third reading.

Assembly Bill No. 805—An act to amend Section 147 of the Streets and Highways Code, relating to mass transportation facilities on state highways.

Bill read second time.

Motion to Re-refer Assembly Bill No. 805

Senator McBride moved that Assembly Bill No. 805 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1042—An act to amend Sections 8707, 8714, 9301, 9776, and 10451, of the Revenue and Taxation Code, relating to the use fuel and motor vehicle transportation license tax laws.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1275—An act to amend Section 459.2 of the Vehicle Code, and to amend Section 21106 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to establishment of crosswalks by local authorities.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1290—An act to amend Section 109.5 of the Streets and Highways Code, relating to agreements with the United States in connection with state highways.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1290

Senator McBride moved that Assembly Bill No. 1290 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1360—An act to add Section 26506 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to airbrakes for vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1362—An act to add Article 3 (commencing at Section 26500) to Chapter 3 of Division 12 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to airbrakes on vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1364—An act to add Section 26503 to the Vehicle Code as enacted by Chapter 3, Statutes of 1959, relating to airbrakes for vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1365—An act to add Section 670.82 to the Vehicle Code, and to add Section 26502 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to airbrakes for vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1454—An act to amend Section 11715 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to vehicle license plates for manufacturers and dealers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1587—An act to amend Section 30904 of, and to repeal Section 31003 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicles transporting hay.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1011- An act to amend Section 93 of the Streets and Highways Code, relating to maintenance and restoration of public highways.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1011

Senator McBride moved that Assembly Bill No. 1011 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 189– An act to amend Sections 3.6 and 4.24 of the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547, Statutes 1957), relating to the Los Angeles Metropolitan Transit Authority.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, after "3.6", insert ", 3.9".

Amendment No. 2

On page 3, strike out lines 50 to 52, inclusive, and insert "bargaining. In mak-".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 5, between lines 39 and 40, insert

"SEC. 2. Section 3.9 of said act is amended to read:

Sec. 3.9. The authority *shall be subject to Chapter 9 (commencing at Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code* [may act at any regular meeting or special meeting called pursuant to such rules and regulations as the authority may adopt and may act without a meeting by an instrument in writing signed by all members of the authority. The authority may adopt such rules and regulations as it deems advisable with respect to the conduct of its own affairs].

Amendment No. 4

On page 5, line 40, strike out "SEC. 2", and insert "SEC. 3".

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 189

Amendment No. 1

On page 2, line 48, of the printed bill, as amended in Assembly April 6, 1959, strike out "Employees shall be"; strike out lines 49 through 52, inclusive; and on page 3, line 1, strike out "tion.", and insert "It is declared to be in the public interest that the authority shall not express any preference for one union over another."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 663- An act to amend Sections 5101, 5132 and 5220 of the Streets and Highways Code and Section 50550 of the Government Code, and to add Section 5103 to the Streets and Highways Code, relating to the installation and sale of electric, telephone, water and gas facilities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In lines 5 and 6 of the title of the printed bill, as amended in Assembly February 27, 1959, strike out "sale of electric, telephone, water and gas", and insert "use of electric and telephone".

Amendment No. 2

On page 2, line 16, strike out "or other communications", and insert "service".

Amendment No. 3

On page 2, lines 50 and 51, strike out ", telephone, water or gas", and insert "or telephone".

Amendment No. 4

On page 3, line 2, strike out "shall", and insert "may".

Amendment No. 5

On page 3, line 4, strike out "shall", and insert "may".

Amendment No. 6

On page 3, strike out lines 17 to 23, inclusive, and insert

"(d) That after the confirmation of the assessment, the public utility or public agency shall have exclusive possession, control, and use of the work or improvement as long as the public utility or public agency uses the work or improvement to render to the lands within the assessment district the services intended to be furnished by the work or improvement."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 806—An act to amend Sections 350 and 5018 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the registration of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 5, line 12, of the printed bill as amended in Assembly March 31, 1959, after "trailer", insert "owned by a farmer and".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1003—An act to amend Section 469 of the Vehicle Code, and to amend Sections 21362 and 21404 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the reflectorizing of railroad warning approach signs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 469 of the Vehicle Code, and to".

Amendment No. 2

In line 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

On page 1, line 1, strike out "469 of the Vehicle Code", and insert "21362 of the Vehicle Code as enacted by the Leigslature at the 1959 Regular Session."

Amendment No. 4

On page 1, strike out lines 3 through 21, inclusive; and on page 2, strike out lines 1 through 4, inclusive.

Amendment No. 5

On page 2, line 10, strike out "3", and insert "2".

Amendment No. 6

On page 2, line 12, strike out "metal".

Amendment No. 7

On page 2, strike out lines 27 through 32, inclusive.

Amendments read, and adopted.
Bill ordered printed, and to third reading.

Assembly Bill No. 1361—An act to add Section 26505 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to air brakes for vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Assembly April 3, 1959, strike out "five pounds", and insert "10 percent of the actual pressure".

Amendment read, and adopted.
Bill ordered printed, and to third reading.

Assembly Bill No. 1906—An act to repeal Section 10710 of the Fish and Game Code, relating to razor clams.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 845—An act to add Section 8283 to the Fish and Game Code, relating to crabs.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 843—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 643—An act to add Section 3008 to the Fish and Game Code, relating to dogs.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Assembly March 13, 1959, strike out "Local ordinances"; and strike out lines 9 and 10.

Amendment read, and adopted.
Bill ordered printed, and to third reading.

Assembly Bill No. 687—An act to add Chapter 3 (commencing at Section 17800) to Part 3 of Division 7 of the Business and Professions Code, relating to trading stamps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate April 15, 1959, after "device," insert "given by a retailer at his expense,".

Amendment No. 2

On page 2, line 4, after "stamps", insert "or any premium".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 1028—An act to amend Sections 7376 and 7381 of, to add Section 7396.7 to, and to repeal Section 7439 of, the Business and Professions Code, relating to the practice of cosmetology.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "permit", and insert "license".

Amendment No. 2

On page 1, lines 13 and 14, strike out "extending over a period of not less than three months".

Amendment No. 3

On page 1, strike out line 16, and insert ". The".

Amendment No. 4

On page 1, strike out line 18, and insert ". The".

Amendment No. 5

On page 2, strike out line 2 and insert "200 hours."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 1248—An act to add Section 7032 to the Business and Professions Code, relating to contractors, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, between lines 18 and 19, of the printed bill, as amended in Assembly April 2, 1959, insert

"Nothing contained in this section shall be construed as authorizing a city or county to enact regulations relating to the qualifications necessary to engage in the business of contracting."

Amendment read, and adopted.

Second Set of Amendments to Assembly Bill No. 1248

Amendment No. 1

On page 1, lines 15 and 16, of the printed bill, as amended in the Assembly April 2, 1959, strike out "Any system of permits adopted may require", and insert "Nothing in this chapter shall limit the power of a city or county to adopt any system of permits requiring".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 160—An act to add Section 6545.5 to the Business and Professions Code, relating to the practice of barbering.

Bill read second time, and ordered to third reading.

Assembly Bill No. 470—An act to amend Section 7049 of the Business and Professions Code, relating to contractors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 600—An act to amend Sections 7068 and 7122 of, and to add Sections 7068.1, 7068.2, 7068.3, and 7122.5 to the Business and Professions Code, relating to contractors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 725—An act to amend Section 8742 of, and to add Section 8745.5 to, the Business and Professions Code, relating to land surveying.

Bill read second time.

Motion to Re-refer Assembly Bill No. 725

Senator McBride moved that Assembly Bill No. 725 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 727—An act to amend Sections 8751 and 8765 of the Business and Professions Code, relating to land surveying.

Bill read second time, and ordered to third reading.

Assembly Bill No. 690—An act to amend Section 6731 of the Business and Professions Code, relating to the practice of engineering.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 669—An act to repeal Article 6 (commencing at Section 54150), and to add Article 6 (commencing at Section 54150), to Chapter 5 of Part 1 of Division 2 of Title 5 of the Government Code, relating to the repair and restoration of property damaged or destroyed by storms or floods.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 669 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 236—An act to add Section 27459 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the use of snow-tread tires on vehicles.

Motion to Retain Place on File

Senator Stiern moved that Senate Bill No. 236 be passed on file and retain its place.

Motion carried.

Senate Bill No. 536—An act to repeal Chapter 22 (commencing at Section 7920) of Division 3 of the Education Code, and Chapter 7 (commencing at Section 19351) of Division 14 of the Education Code as proposed by Senate Bill No. 2, relating to the School Bond Retirement Fund.

Motion to Retain Place on File

Senator McBride moved that Senate Bill No. 536 be passed on file and retain its place.

Motion carried.

Senate Bill No. 711—An act to amend Sections 2181, 3088, and 3473 of, and to add Section 4189.5 to, the Welfare and Institutions Code, relating to relatives' responsibility requirements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, O'Sullivan, Richards, Short, Stiern, and Thompson—26.

NOES—Senators Murdy and Williams—2.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 63

Relative to an interim study by the Joint Interim Legislative Committee on Agricultural and Livestock Problems of dairy and milk plant inspection fees and inspection practices for market milk

WHEREAS, California is recognized for the high quality of milk produced on its farms and the healthfulness of the milk and dairy products available to its citizens; and

WHEREAS, The dairy industry and the State have long recognized that quality products and safe products are necessary in the public interest; and

WHEREAS, Our dairy and milk plant inspection standards and regulations are rated among the highest in the United States; and

WHEREAS, Even though our standards are among the highest in the United States, there have developed over the years, certain practices which do not make for the highest efficiency in carrying out the program for dairy and milk plant inspection for market milk; and

WHEREAS, There have also developed numerous methods of paying the costs of inspection which methods produced certain inequities; and

WHEREAS, The various segments of the dairy industry, the county public health officers, and the State Department of Agriculture have been working together for over a year surveying the problem areas and practices with the objectives in mind of eliminating as nearly as is practicable, any confusion and inefficiency that might exist and of developing an equitable method of paying for the dairy inspection services rendered; and

WHEREAS, Some legislation has been introduced at this 1959 Session of the Legislature which will, if enacted, alleviate some of the problems, but there still remain many problems relating to milk inspection fees and services which have not been satisfactorily solved; now, therefore, be it

Resolved by the Senate of the State of California, That the Joint Interim Committee on Agriculture and Livestock Problems is requested to conduct a study of dairy and milk plant inspection fees and inspection practices for market milk,

and to report thereon to the Legislature, including its recommendations as to needed legislation; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the chairman and to the members of the committee.

Resolution read, and unanimously adopted on motion of Senator Byrne.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Resolution No. 84

Relating to standard containers for fruits and vegetables

WHEREAS, The construction and dimensions of containers for fruit and vegetables is an important factor in the marketing of fruits and vegetables; and

WHEREAS, Modern marketing procedures require frequent changes in packing and packaging methods in order to meet the demands of receivers, distributors, retailers and consumers; and

WHEREAS, Chapter 2 (commencing at Section 781) of Division 5 of the Agricultural Code requires many of the fruits and vegetables regulated to be placed in standard containers with exact dimensions specified; and

WHEREAS, Several measures are now being considered by the Legislature proposing to change certain of the specified dimensions and to establish additional standard containers for such products; and

WHEREAS, Each of these measures generally affects only one particular commodity; and

WHEREAS, The Director of Agriculture presently has in certain instances specific authority under Section 790.5 of the Agricultural Code to establish on an emergency basis additional standard containers for fruits and vegetables; and

WHEREAS, The enactment of measures to change such container specifications during the present and many previous sessions of the Legislature has been in many instances extremely complicated, time-consuming, costly to the State and burdensome to the legislative process; now, therefore, be it

Resolved by the Senate of the State of California, That the Joint Interim Committee on Agriculture and Livestock Problems is requested to conduct a study to determine whether it would be feasible and desirable to authorize the Director of Agriculture to establish under the Administrative Procedure Act (commencing at Section 11370 of the Government Code) regulations which would define the type of, and specifications for standard containers for fruits and vegetables, and to report thereon to the Legislature including its recommendations; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the chairman and to the members of the Joint Interim Committee on Agriculture and Livestock Problems.

Resolution read, and unanimously adopted on motion of Senator Byrne.

Senate Bill No. 4—An act to amend Section 10500 of the Water Code, relating to the development, utilization, and conservation of the water resources of the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Eckhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McCarthy, O'Sullivan, Short, Slattery, Stiern, Thompson, and Williams—22.

NOES—Senators Beard, Dilworth, Fisher, Murdy, and Richards—5.

Bill ordered transmitted to the Assembly.

Senate Bill No. 470—An act to add Section 46179 to, and to amend Section 46202 of, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Murdy, O'Sullivan, Richards, Short, Slattery, Stiern, Thompson, and Williams—28.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Murdy, O'Sullivan, Richards, Slattery, Stiern, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 471—An act to add Section 45559 to, and Chapter 6 (commencing at Section 45800) to Part 8 of Division 14 of the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Murdy, O'Sullivan, Regan, Richards, Short, Slattery, Stiern, Thompson, and Williams—28.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Murdy, O'Sullivan, Regan, Richards, Short, Slattery, Stiern, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 988—An act to amend Section 10500 of the Water Code, relating to the appropriation of water by the Department of Water Resources.

Motion to Refer Bill to Inactive File

Senator Christensen moved that Senate Bill No. 988 be placed on the inactive file.

Motion carried.

Senate Bill No. 871—An act to add Section 10504.1 to the Water Code, relating to appropriation of water.

Motion to Re-refer Senate Bill No. 871

Senator McBride moved that Senate Bill No. 871 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 873—An act to amend Sections 10504 and 10505 of, and to add Sections 10504.2, 10504.5, and 10507 to, the Water Code, relating to applications for the appropriation of unappropriated water.

Motion to Re-refer Senate Bill No. 873

Senator McBride moved that Senate Bill No. 873 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 376—An act to add Section 10607 to the Health and Safety Code, relating to access of newspapermen to vital statistics records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 884—An act to amend Section 112 of the Code of Civil Procedure, relating to jurisdiction of justice courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—Senator Cameron—1.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

Senator Teale asked for, and was granted, unanimous consent to have the Journal show that the absence of Senators Teale, McAteer, Arnold, Berry, Erhart, Rattigan, Regan, and Rodda, all members of the Committee on Local Government, was due to attending a meeting of said committee.

CONSIDERATION OF SPECIAL ORDER

The hour of 4 p.m., having arrived, Senate Bill No. 209 was taken up.

Senate Bill No. 209—An act to add Chapter 9 (commencing with Section 1151), to Part 3, of Division 2, of the Labor Code, relating to labor organizations.

Bill read third time.

Previous Question

Senator McCarthy moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 209.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 209.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 1, 1959

Hon. James J. McBride, Chairman
Senate Finance Committee
Room 4076, State Capitol, Sacramento

DEAR SENATOR MCBRIDE: I have been advised by the Department of Finance that Senate Bill 209 will cost $33,837 to administer.

This will necessitate an amendment to the budget bill. I support such an amount, and ask your favorable consideration to the bill.

Sincerely,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—30.
NOES—Senators Byrne, Dilworth, Dolwig, Grunsky, Murdy, and Williams—6.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 920—An act to amend Section 740 of the Welfare and Institutions Code, relating to supervision of wards of the juvenile court by probation officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 925—An act to amend Section 884 of the Welfare and Institutions Code, relating to medical care of persons before the juvenile court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 423—An act to amend Section 7149 of the Fish and Game Code, relating to fishing licenses.

Motion to Re-refer Senate Bill No. 423

Senator McBride moved that Senate Bill No. 423 be re-referred to Committee on Finance.

Motion carried.

Senate Resolution No. 43

Relative to the licensing of upholsterers

WHEREAS, The manufacturers, repairers or renovators, and sterilizers of upholstered furniture are licensed by the State under the provisions of the Furniture and Bedding Inspection Act (Chapter 3, commencing at Section 19000, of Division 8 of the Business and Professions Code); and

WHEREAS, That act does not prescribe any standard of competence or experience, or other similar qualification, to be met as a prerequisite to obtain a license in any such category; and

WHEREAS, There is evidence that the public is being damaged in its dealings with some licensed upholsterers and it is alleged that this damage results from the failure of the State to require standards of competence or experience, or other similar qualification, to be met as a prerequisite to the issuance of a license; now, therefore, be it

Resolved by the Senate of the State of California, That an investigation be made of this problem to determine whether, in the public interest, the licensing program of the State for upholsterers should incorporate a series of standards such as described herein, or otherwise, to be met as a prerequisite to licensure; and be it further

Resolved, That the Secretary of the Senate is directed to furnish a copy of this resolution to the Senate Rules Committee for referral to an appropriate interim committee for investigation and report to the 1961 Regular Session of the Legislature.

Resolution read, and unanimously adopted on motion of Senator Byrne.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Stiern moved that Assembly Bill No. 176 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 998—An act to amend Sections 17206, 17208, 17854, 18009, 18552, 18586, 18586.2, 18586.3, 18588, 18806, 19053, and 19062 of, to add Sections 17746, 18551.1, 18694, 18695, 19062.10, and 19408 to, and to repeal Section 18010 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 286 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 1160 An act to add Article 8.5 (commencing with Section 58250) to Chapter 1 of Division 1 of Title 6 of the Government Code, relating to withdrawal of territory annexed to a city.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 1160 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 700—An act to add Sections 20710, 20894, and 20896 to the Business and Professions Code, relating to petroleum products.

Motion to Retain Place on File

Senator Rattigan moved that Assembly Bill No. 700 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 954—An act to amend Section 1242 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school districts.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Byrne, Cameron, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 881—An act to amend Section 3475 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 22—Relative to nuclear weapons test explosions under an adequate inspection system.

Resolution read, and presented by Senator Stiern.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—25.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 8—An act to amend Section 653k of the Penal Code, relating to switchblade knives.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Cobey, Comer, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 274—An act to add Section 43.4 to the Civil Code, relating to causes of action for fraudulent promises to marry or cohabit.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—24.
NOES—Senator Fisher—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 359—An act to amend Section 7 of the Penal Code, relating to the definition of "book."

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson and Williams—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 879—An act to add Section 638 to the Penal Code, relating to equipment employing roentgen rays.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 5:28 p.m., Senator Richards asked for, and was granted, unanimous consent to have the record show that he was excused to attend a meeting in the Governor's Office.

Assembly Bill No. 1593—An act to amend Section 40355 of the Water Code, relating to water storage districts.

Bill read third time, and presented by Senator Montgomery.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl,

Johnson, Montgomery, O'Sullivan, Rattigan, Rodda, Slattery, Stiern, Thompson, and Williams—25.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 655—An act to amend Section 14 of the Orange County Flood Control Act (Chapter 723, Statutes of 1927), relating to maximum tax rates and use of revenues.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 708—An act to amend Sections 61403, 61430, and 61432 of the Government Code, relating to elections in community services district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 398—An act to amend and renumber Section 96, as added by Chapter 1471 of the Statutes of 1957, of the Agricultural Code, relating to horse race meetings at state and agricultural district fairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 534—An act to amend Section 7049 of, and to add Sections 7026.3 and 7085 to, the Business and Professions Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 572—An act to amend Sections 1408 and 1410 of the Health and Safety Code, relating to the regulation of hospitals and other institutions providing care for the infirm.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1024—An act to repeal Section 10126 of the Health and Safety Code, relating to vital statistics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 23—An act to validate school district acts, proceedings, and bonds, declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 362—An act to amend Sections 944 and 945 of the Military and Veterans Code, relating to the burial of veterans and widows of veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1357—An act to amend Section 21809 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to bonds of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1515—An act to add Section 32130.7 to the Health and Safety Code, relating to local hospital districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 454—An act to amend Sections 6914, 6915, and 6916 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to advance apportionment of state aid to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 488—An act to add Section 20596.1 to, and to amend Section 20601 of, the Education Code; to add Section 24556.5 to, and to amend Section 24561 of, the Education Code as proposed by Senate Bill No. 2, relating to the State College Revenue Bond Act of 1947.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 914—An act to amend Sections 7231, 7232, 7235, 7236, and 7239 of, and to add Sections 7231.1 and 7240 to, the Education Code, and to amend Sections 20201, 20202, 20205, 20206, and 20209 of, and to add Sections 20201.1 and 20210 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to junior college tuition, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1178—An act to add Article 8 (commencing at Section 10251) to Chapter 4 of Division 8 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the disposal of old high school textbooks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1045—An act to add Section 234 to the Water Code, relating to archaeological investigations.

Motion to Re-refer Assembly Bill No. 1045

Senator McBride moved that Assembly Bill No. 1045 be re-referred to Committee on Finance.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Collier:

Senate Resolution No. 102

Relative to a state park and recreation area on Copco Reservoir, Siskiyou County

WHEREAS, There is no state park and recreation area in the extreme north central portion of the State of California; and

WHEREAS, There is no state park and recreation area in Siskiyou County; and

WHEREAS, There is a fine body of water known as the Copco Reservoir, situated on the Klamath River near the Oregon line, northeast of Yreka; and

WHEREAS, This reservoir and adjacent land would make an ideal area for water recreation, fishing, camping, picnicking and wild life sanctuary; and

WHEREAS, There is a need for such recreational opportunities in this portion of the State; now, therefore, be it

Resolved by the Senate of the State of California, That the State Park Commission through the Division of Beaches and Parks of the Department of Natural Resources is directed to make investigations, studies, surveys, and prepare general plans with respect to the desirability of acquiring all or portions of the recreation lands surrounding the Copco Reservoir and to include within its report an estimate of the cost and an estimate of the number of visitor days projected, and recommendations in regard thereto; and be it further

Resolved, That the State Park Commission through the Division of Beaches and Parks of the Department of Natural Resources is directed to submit its report and recommendations on said proposal to the Legislature not later than the fifth day of the 1960 Regular Session of the Legislature; and be it further

Resolved, That the Secretary of the Senate is directed to prepare and transmit a copy of this resolution to the Chairman of the State Park Commission, the Director of Natural Resources, and the Chief of the Division of Beaches and Parks.

Resolution read, and referred to Committee on Natural Resources.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Dolwig moved that Senate Bill No. 795 be taken from the inactive file and placed on the second reading file.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1328: By Senator Stiern—An act to add Sections 20004.5, 20004.6, 20031.5, 20031.6, 20124.5, 20497, 20498, 20601.5, 20989, 21251.14, 22153, 22213, and 22550.5 to, to amend Section 22009.1 of, and to repeal Part 3.5 (commencing at Section 21600) of Division 5, Title 2, of the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1329: By Senator Stiern—An act to add Sections 20494, 20601.5 and 21251.14 to the Government Code, relating to retirement of public employees, declaring the urgency thereof, to take effect immediately.

Refered to Committee on Governmental Efficiency.

Senate Bill No. 1330: By Senator Hollister—An act to amend Section 54523 of the Government Code, relating to revenue bonds.

Referred to Committee on Governmental Efficiency.

Senate Bill No. [illegible] (By Senator [illegible]) An act to amend [illegible] of the Workers' and Employers' Code [illegible] for the payment of [illegible].

Referred to Committee on Governmental Efficiency.

Senate Bill No. [illegible] (By Senator [illegible]) An act to amend [illegible] of the Government Code, relating to [illegible].

Referred to Committee on Local Government.

Senate Bill No. [illegible] (By Senator [illegible]) An act to amend [illegible] of the Streets and Highways Code, relating to the [illegible] under the Vehicle Parking Policies Law of [illegible].

Referred to Committee on Transportation.

Senate Bill No. [illegible] (By Senator [illegible]) An act to amend [illegible] relating to [illegible] of chiropractic, [illegible] Board of Chiropractic Examiners and [illegible] and [illegible], prescribing penalties for violation thereof, and repealing all acts and parts of acts inconsistent herewith. [illegible] by [illegible] Sections [illegible] and [illegible] thereof, and adding Sections [illegible] and [illegible] thereto, relating to the practice of chiropractic, and [illegible] to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section [illegible] of Article [illegible] of the State Constitution.

Referred to Committee on Business and Professions.

Senate Bill No. [illegible] (By Senator [illegible]) An act to add Section [illegible] to the Government Code, relating to [illegible] of [illegible] for the [illegible] and disabled persons.

Referred to Committee on Governmental Efficiency.

Senate Bill No. [illegible] (By Senator [illegible]) An act to add Section [illegible] to the Government Code, relating to [illegible] of [illegible].

Referred to Committee on Local Government.

Senate Bill No. [illegible] (By Senator [illegible]) An act to amend Section [illegible] of the Education Code to [illegible] at the [illegible] Regular Session of the Legislature, relating to [illegible] in the public schools.

Referred to Committee on Education.

Senate Bill No. [illegible] (By Senator [illegible]) An act to amend Sections [illegible] of the [illegible] relating to [illegible].

Referred to Committee on Governmental Efficiency.

Senate Bill No. [illegible] (By Senator [illegible]) An act to amend Section [illegible] of the Education Code to [illegible] at the [illegible] Regular Session, relating to [illegible] of [illegible].

Referred to Committee on Education.

Senate Bill No. 1340: By Senator Short—An act to amend Section 304 of the Public Utilities Code and Section 11553 of the Government Code, relating to the annual salary of the members of the Public Utilities Commission of California.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1341: By Senator Dolwig—An act to add Sections 1203.55 and 1203.56 to the Penal Code, relating to probation officers.

Referred to Committee on Judiciary.

Senate Bill No. 1342: By Senators Collier and McAteer—An act authorizing the sale of an armory in the City and County of San Francisco, and providing for disposition of the proceeds thereof.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1343: By Senator Regan—An act making an appropriation to the State Department of Social Welfare for home studies in connection with the adoption of foreign-born children.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 302
Senate Bill No. 510
Senate Bill No. 733
Senate Bill No. 831
Senate Bill No. 972

And reports the same correctly engrossed.

BURNS, Chairman

ADJOURNMENT

At 5.43 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m., Thursday, April 30, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-SIXTH LEGISLATIVE DAY

EIGHTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Thursday, April 30, 1959

The Senate met at 3 p.m.
Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

"Father Almighty, bless us with Thy blessing,
Answer in love Thy children's supplication;
Hear Thou our prayer, the spoken and unspoken;
Hear us, our Father.
Father of mercy, from Thy watch and keeping
No place can part, nor hour of time remove us;
Give us Thy good and save us from our evil,
Infinite Spirit." AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator McBride, on motion of Senator Berry, due to illness.
Senator Shaw, on motion of Senator Berry, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sal R. Russ and Sal Cacciaroni of Pittsburg, and Victor W. Sauer of Martinez.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Councilman Fred Jones of Inglewood and Mr. and Mrs. James Bartel of Pomona.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dean E. Howell of San Diego.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles Clene of San Lorenzo.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Thedora Heslep and Francis Willis of Woodland.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Sam Sayad of San Francisco, and Judge Louis Burke of Superior Court in Los Angeles.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Gene Benedetti of Petaluma; Mr. Leo J. Gleason, President, Sonoma County Bar Association; and Mr. Dennis Keegan, President-elect, both of Santa Rosa.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Cye Featherly of Santa Ana; and Mrs. Diana Larsen, Mr. Eldon M. Meyer, Mr. George Jenkinson, Mr. Dewey Wiles, Mrs. Barbara Coney, Mrs. Nina Messmer, adults, and the following students of Midway City School: Susan Hirst, John Gordon, Zeta Enos, Dixie Nielsen, Ruth Beebe, Jane Reza, Mary Shouse, David Miranda, Ginny Gray, Mitchell Derick, Linda Newland, Jerry Dunn, Ronald Elliott, Larry Moses, Lou Ann Jennings, Eldra Hodge, Anna Follis, Keith Dalton, Dennis Kiefer, Jack Daetweiler, Rodney McBee, Pamela Fitzsimmons, Jack Cartwright, Lola Hutton, Lois Fraser, Trudy Messmer, James Harris, Carol Bozeman, Margaret Beebe, Cheryl Nielsen, Barbara Moser, Carolyn Gore, Kenny Smith, Elaine Adkins, Kenneth Kitchell, Linda Jennings, Michael Farris, Peter Cutler, Barry Kreider, Linda Sue Coney, Vada June Harvey, Judy Daetweiler, Rusty Rotondo, Larry Nyman, John Klootwyk, James Wasserburger, Susan Werkley, Mickey Jacobson, Kathy Johnson, and Donna Griswold.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Hilda Marie, Sister Bertha Marie, Mrs. Roberta Doyle, Mrs. Lucille Schilling, Mr. Roy Fisher, and the following students of St. Thomas School: Frederick L. Bluford, John M. Brown, Victor G. Bucher, Robert Curtis, Frederick G. Martin, Henry R. Schilling, Roger Schuster, Thomas C. VanCampen, Leslee S. Becker, Michele E. Doyle, Sharon L. Huot, Sharyn A. McMahon, Linda P. Reardon, Lola J. Schuster, and Carol A. Wittbecker.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hugh P. Donnelly, Jr., the son of Senator Donnelly, and John E. Webb, both of Turlock.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge Lilburn Gibson of Ukiah.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Board of Porterville. Also, Vernon Janzen, teacher, Alvin Kroeker, teacher, John Krause, bus driver, Mr. Robert Wiens, and the following students of Immanuel Academy in Reedley: Reola Bartel, Richard Braun, Terry Braun, Leroy Buller, Sharon Croissant, Beverly Ellis, Gerold Enns, Virginia Enns, Connie Enns, Robert Graves, Kathy Heinrichs, Dwight Heier, Dona M. Hofer, Donna L. Hofer, Shirley Huebert, Bob Klassen, Linda Landsadel, Francine Long, Ronnie Langhofer, Larry Leppke, Mary Ellen Martens, Frieda Neufeld, James Patzkowsky, Edwin Pauls, Robert Regier, Shirley Regier, Sandra Rempel, Grace Schellenberg, Bob Schmidt, Harold Schmidt, Tom Suderman, Jerry Thiesen, Gary Unruh, Leland Wall, Lois Wall, Arlene Wiebe, Eileen Wiebe, Leland Wiens, Loyd Wiens, Pat Wiest, Eugene Penner, Beverly Warkentin, and Herman Toews. Also, Mr. Roy McLain and Mr. Robert McLain of Visalia.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Erma Dillard, principal of Cordora, Louise Allard of German School, John Clark, general supervisor of Glenn County schools, Elbert Keeran, bus driver, and the following students: *Cordora Elementary*—Ernest Bese, John Bese, Russell Calvert, Dennis Carlson, Irene Castro, Michael Freeman, Evelyn Friesen, Larry Harrison, Jeanette Hodges, Sandra Hodges, Peter Houtman, Jr., Daniel Lucero, Robert Lucero, Mary Louise Marin, Delores Martens, Robert Millar, Norman Payne, Diana Perez, Linda Petty, Selina Prindle, Susan Rawlins, David Stewart, Paul Stewart, David Torres, and Shearan Williams; *German Elementary*—Russell Alberico, Mary Berens, Peter Berens, Lew Farnsworth, Monica Spooner, Carol Von Bargen.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. A. J. Gay, Mrs. Don Kramer, Mrs. W. Harrison, and the following students of Holy Spirit School, Troop 533: Susan Andrus, Christine Ashley, Gloryann Beall, Barbara Beers, Marian DeCuir, Kathy Douglas, Patty Doval, Janis Gay, Susan Harrison, Kathy Hanlon, Christine Kramer, Cathy McKenzie, Angie Mendoza, Patty Murphy, Mary Nilan, Carol Ratliff, Ann Rose, Christine Silva, Mary Simons, Sharon Smith, Anna Mary Speed, Jane Thomsic, and Joan Wymore. Also Miss Geraldean Anderson, and the following students of Hiram Johnson Senior High School: Diane Altrimus, Ronald Bond, Virginia Campbell, Diana Crockett, Fonda Funk, James Heizer, Roger Hoffman, Lucille Hosslin, Henry Iohiho, Peggy Long, Roberta Luke, Carol Miller, Janelle Radtke, Barbara Richards, Jackie Stevens, and Judy Wiskerson. Also Miss Ashmore, instructor, Mrs. Van Vleck, Mrs. Hale, Mrs. Mailhot, Mrs. Bloomstine, and the following students of Cosumnes School: Pat Joerger, Jerry Blarvat, Alan McDarrell, Rayna Diaz, Dennis Fischer, Johann Wilder, Melva Gover, Felip Moreno, Sharlet Hale, Mary Ellen Van Vleck, Paul Lopez, Bennie Hernendez, Henry Mailhot, Terry

Davis, Donny Bloomstine, Dick White, Ofelia Pina, and Mary Lou Arjil.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF NATURAL RESOURCES
DIVISION OF BEACHES AND PARKS
SACRAMENTO, April 27, 1959

Mr. Joseph A. Beek
Secretary of the Senate
State Capitol, Room 3038
Sacramento, California

DEAR MR. BEEK: In conformance with Senate Bill No. 2653, Chap. 1866, 1957, entitled, "An act providing for the study of the feasibility of the acquisition and development of the historic Santa Barbara Presidio * * *," there is attached a report completed for this division on the Santa Barbara Presidio by Mr. Glenn W. Price of the College of the Pacific.

Should Senator Hollister or other Members of the Senate desire additional copies, we can supply them from this office.

Sincerely yours,

NEWTON B. DRURY, Chief

Attach.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 30, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 64
Assembly Bill No. 515
Assembly Bill No. 664
Assembly Bill No. 715
Assembly Bill No. 868
Assembly Bill No. 885
Assembly Bill No. 922
Assembly Bill No. 1012
Assembly Bill No. 1013
Assembly Bill No. 1037
Assembly Bill No. 1049
Assembly Bill No. 1092
Assembly Bill No. 1154
Assembly Bill No. 1266
Assembly Bill No. 1420
Assembly Bill No. 1492
Assembly Bill No. 1528
Assembly Bill No. 1554
Assembly Bill No. 1578
Assembly Bill No. 1640
Assembly Bill No. 1719
Assembly Bill No. 1751
Assembly Bill No. 1787
Assembly Bill No. 1794
Assembly Bill No. 1931
Assembly Bill No. 2028
Assembly Bill No. 2066
Assembly Bill No. 2111
Assembly Bill No. 2112
Assembly Bill No. 2154
Assembly Bill No. 2207

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 64—An act to amend Section 29007 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the granting of diplomas widening the completion of courses beyond high school.

Referred to Committee on Education.

Assembly Bill No. 515—An act to amend Sections 3212 and 3212.5 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Assembly Bill No. 664—An act to amend Section 27300 of the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to safety belts.

Referred to Committee on Transportation.

Assembly Bill No. 715—An act to add Section 17556 to the Education Code as enacted at the 1959 Regular Session, relating to apportionments for schools from the State School Fund.

Referred to Committee on Education.

Assembly Bill No. 868—An act to amend Sections 8001 and 8004 of the Government Code, relating to the California Commission on Interstate Co-operation.

Referred to Committee on Rules.

Assembly Bill No. 885—An act to add Chapter 4 (commencing at Section 1700) to Part 6, Division 2 and to repeal Sections 1650 to 1663, inclusive, of the Labor Code, relating to artists' managers.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 922—An act to add Section 24010 to the Government Code, relating to county officers.

Referred to Committee on Local Government.

Assembly Bill No. 1012—An act to add Section 29722 to the Government Code, relating to claims of contractors on local public works.

Referred to Committee on Local Government.

Assembly Bill No. 1013—An act to add Section 53024 to the Government Code, relating to contract payments on local public works.

Referred to Committee on Local Government.

Assembly Bill No. 1037—An act to amend Section 538 of the Code of Civil Procedure, relating to attachments.

Referred to Committee on Judiciary.

Assembly Bill No. 1049—An act to amend Section 27491 of the Government Code, relating to duties and powers of coroner.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1092—An act to amend Section 607f of the Civil Code, Sections 9361, 9363, 14004, 18002, and 18003 of the Education Code, and Sections 6601, 6603, 13591, 15802, and 15803 of the Education Code, as proposed by Senate Bill No. 2, relating to classification of cities.

Referred to Committee on Local Government.

Assembly Bill No. 1154—An act to amend Section 19539.5 of the Business and Professions Code, relating to horse racing.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1266—An act to amend Section 73431 of the Government Code, relating to judges of the municipal court established in the district embracing the City of Bakersfield.

Referred to Committee on Local Government.

Assembly Bill No. 1420—An act to amend Section 18853 of the Government Code, relating to state civil service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1492 An act to amend Sections 640, 645 and 646 of the Probate Code, relating to the administration of estates.

Referred to Committee on Judiciary.

Assembly Bill No. 1528—An act to amend Section 10270.55 of the Insurance Code, relating to standard provisions in disability policies.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1554—An act to amend Sections 73075, 73081 and 73084 of, and to add Sections 73084.5 and 73090.1 to, the Government Code, relating to municipal court districts in Alameda County, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 1578—An act to add Section 1253.1 to the Unemployment Insurance Code, relating to eligibility for unemployment compensation benefits, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1640—An act to amend Sections 10407, 10503, and 10600 of the Streets and Highways Code, relating to the Municipal Improvement Act of 1913.

Referred to Committee on Local Government.

Assembly Bill No. 1719—An act to add Section 202.6 to the Revenue and Taxation Code, relating to the exemption from taxation of property used exclusively for the public schools.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1751—An act to amend Section 11601 of the Business and Professions Code, relating to subdivisions, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Business and Professions.

Assembly Bill No. 1787—An act to add Chapter 7.5 (commencing at Section 28350) to Division 21 of the Health and Safety Code, relating to warehouse sanitation.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1794—An act to add Section 1030 to the Government Code, relating to peace officers.

Referred to Committee on Judiciary.

Assembly Bill No. 1931—An act to amend Section 103.4 of the Welfare and Institutions Code, relating to public assistance recipients.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2028—An act to amend Section 34311 of the Government Code, relating to organization of new cities.

Referred to Committee on Local Government.

Assembly Bill No. 2066—An act to amend Section 14151 of the Health and Safety Code, relating to local fire districts.

Referred to Committee on Local Government.

Assembly Bill No. 2111—An act to add Section 29333 to the Government Code, relating to county revolving funds.

Referred to Committee on Local Government.

Assembly Bill No. 2112—An act to amend Section 23010 of, and to add Sections 23010.2 and 25210.6 to, the Government Code, relating to loans by counties.

Referred to Committee on Local Government.

Assembly Bill No. 2154—An act to add Sections 2923, 2924, 2925, and 2926 to the Revenue and Taxation Code and to add Section 17.1 to the San Bernardino County Flood Control Act (Chapter 73, Statutes 1939), relating to the collection of unsecured taxes.

Referred to Committee on Local Government.

Assembly Bill No. 2207—An act to amend Sections 1363 and 1433 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to notice of school board meetings.

Referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 30—An act to add Section 690.235 to the Code of Civil Procedure, relating to exemptions from attachment and execution;

Senate Bill No. 35—An act to amend Section 36507 of the Government Code, relating to filing the oath of office by city officers;

Senate Bill No. 37—An act to amend Section 117j of the Code of Civil Procedure, relating to appeals from small claims courts;

Senate Bill No. 39—An act to add Section 117jj to the Code of Civil Procedure, relating to appeals from small claims courts;

Senate Bill No. 59—An act to add Section 1952.2 to the Code of Civil Procedure, relating to disposition of exhibits;

Senate Bill No. 60—An act to add Section 1952.1 to the Code of Civil Procedure, relating to destruction of exhibits and depositions;

Senate Bill No. 61—An act to amend Section 1013a of the Code of Civil Procedure, relating to proof of service by mail;

Senate Bill No. 62—An act to amend Section 581d of the Code of Civil Procedure, relating to the dismissal of an action;

Senate Bill No. 159—An act to amend Sections 1853 and 1901 of the Probate Code, relating to conservatorship;

Senate Bill No. 278—An act to amend Section 963 of the Welfare and Institutions Code, relating to juvenile homes and camps;

Senate Bill No. 551—An act to amend Sections 74502, 74503, 74504 and 74504.5 of the Government Code, relating to the municipal court in the City and County of San Francisco.

And reports that the same have been correctly enrolled, and presented to the Governor on the thirtieth day of April, 1959, at 11.30 a.m.

BURNS, Chairman

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 773—An act to amend Section 5654 of the Business and Professions Code, relating to landscape architecture;

Senate Bill No. 868—An act to amend Section 5681 of, and to add Section 5657 to, the Business and Professions Code, relating to the practice of landscape architecture;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirtieth day of April, 1959, at 11.30 a.m.

BURNS, Chairman

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 497
Senate Concurrent Resolution No. 47

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 582

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Labor

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 1223

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Rules, to be sent to an interim committee for study.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 787
Assembly Bill No. 676
Assembly Bill No. 833
Assembly Bill No. 870
Assembly Bill No. 873
Assembly Bill No. 874
Assembly Bill No. 1196

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 924
Assembly Bill No. 154
Assembly Bill No. 368
Assembly Bill No. 527
Assembly Bill No. 655
Assembly Bill No. 896

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 315
Assembly Bill No. 58

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 73
Assembly Bill No. 1287
Assembly Bill No. 1480
Assembly Bill No. 1481

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 121

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Governmental Efficiency.

McBRIDE, Chairman

Above reported bill re-referred to Committee on Governmental Efficiency.

Committee on Local Government

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 675

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 479
Senate Bill No. 502
Senate Bill No. 575
Senate Bill No. 784
Senate Bill No. 793
Senate Bill No. 830
Senate Bill No. 893
Senate Bill No. 930
Assembly Bill No. 59
Assembly Bill No. 60
Assembly Bill No. 630
Assembly Bill No. 992
Assembly Bill No. 1101
Assembly Bill No. 1116
Assembly Bill No. 1286
Assembly Bill No. 1329

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 391
Assembly Bill No. 1631
Assembly Bill No. 1963

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 338

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 337

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 839

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Institutions

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Institutions, to which were referred:

Senate Bill No. 1080
Senate Bill No. 1082
Senate Bill No. 1084

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

COOMBS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Institutions, to which was referred:

Senate Bill No. 1062

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COOMBS, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 43
Senate Bill No. 51
Senate Bill No. 245
Senate Bill No. 476
Senate Bill No. 488
Senate Bill No. 515
Senate Bill No. 537
Senate Bill No. 799
Senate Bill No. 869
Senate Bill No. 897
Senate Bill No. 913
Assembly Bill No. 49
Assembly Bill No. 614

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 74
Senate Bill No. 48

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Institutions

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Institutions, to which was referred:

Senate Bill No. 1081

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COOMBS, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 814

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 891
Senate Bill No. 908
Senate Bill No. 911
Assembly Bill No. 57

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 165
Senate Bill No. 702
Senate Bill No. 759
Senate Bill No. 847
Senate Bill No. 883
Senate Bill No. 1002

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Labor

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 722

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 722

Senator Montgomery moved that Senate Bill No. 722 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 722—An act to amend Sections 4751 and 4753 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "20", and insert "5".

Amendment No. 2

On page 2, line 1, after "to", insert "or adjustment for the occupation or".

Amendment No. 3

Amendment No. 4

Amendment No. 5

REPORTS OF STANDING COMMITTEES

Committee on Local Government

MOTION TO AMEND ASSEMBLY BILL NO. 227

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 227.

Bill read second time.

Motion to Amend

Amendment No. 1

Amendment No. 2

Amendment No. 3

Amendment No. 4

water system which includes within its boundaries, *or to any two or more of such entities which together include within their boundaries*, at least three-fourths of the land constituting the district prior to its dissolution, for the use and benefit of the land. The conveyance may be made without compensation for the property conveyed. "Property" as used in this section includes ditches, canals, pipelines, pumping plants, equipment, funds and all other property both personal and real."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 372

Senator Teale moved that Assembly Bill No. 372 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 372 An act to add Section 376.1 to the Education Code and Section 855.1 to the Education Code, as proposed by Senate Bill No. 2, relating to leaves of absences of employees of county superintendent of schools.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "376.1 to the Education Code and Section".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted at the 1959 Regular Session of the Legislature".

Amendment No. 3

On page 1, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. Section 855.1 is added to the Education Code as enacted at the 1959 Regular Session to read:".

Amendment No. 4

On page 1, line 12, after "qualifications", insert "in the same manner and to the same extent as is permitted of school district governing boards by Section 1265.1".

Amendment No. 5

On page 1, strike out lines 13 to 18, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 1267

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND SENATE BILL NO. 1267

Senator Arnold moved that Senate Bill No. 1267 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1267—An act to amend Section 4009 of the Public Resources Code, relating to the appointment of voluntary fire wardens, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1, between lines 16 and 17, of the printed bill, insert

"Such fire wardens shall not have authority to obligate the State for the payment of any money unless specifically so authorized by the State Forester."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 1186

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1186

Senator Thompson moved that Assembly Bill No. 1186 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1186—An act to amend Section 11001 of the Health and Safety Code, relating to narcotics.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Assembly March 16, 1959, strike out "and opiate".

Amendment No. 2

On page 2, strike out lines 38 to 40, inclusive.

Amendment No. 3

On page 2, line 41, strike out "(s)", and insert "(r)".

Amendment No. 4

On page 2, line 43, strike out "(t)", and insert "(s)".

Amendment No. 5

On page 2, line 45, strike out "(u)", and insert "(t)".

Amendment No. 6

On page 2, line 48, strike out "(v)", and insert "(u)".

Amendment No. 7

On page 3, line 1, strike out "(w)", and insert "(v)".

Amendment No. 8

On page 3, strike out lines 4 and 5.

Amendment No. 9

On page 3, line 6, strike out "(y)", and insert "(w)".

Amendment No. 10

On page 3, line 9, strike out "(z)", and insert "(x)".

Amendment No. 11

On page 3, line 12, strike out "(aa)", and insert "(y)".

Amendment No. 12

On page 3, line 15, strike out "(bb)", and insert "(z)".

Amendment No. 13

On page 3, line 17, strike out "(cc)", and insert "(aa)".

Amendment No. 14

On page 3, line 19, strike out "(dd)", and insert "(bb)".

Amendment No. 15

On page 3, line 21, strike out "(ee)", and insert "(cc)".

Amendment No. 16

On page 3, line 24, strike out "(ff)", and insert "(dd)".

Amendment No. 17

On page 3, line 26, strike out "(gg)", and insert "(ee)".

Amendment No. 18

On page 3, line 29, strike out "(hh)", and insert "(ff)".

Amendment No. 19

On page 3, line 31, strike out "(ii)", and insert "(gg)".

Amendment No. 20

On page 3, line 33, strike out "(jj) Any", and insert "(hh) Anileridine. "Anileridine" shall mean any".

Amendment No. 21

On page 3, line 35, strike out "(kk) Any", and insert "(ii) Morpheridine. "Morpheridine" shall mean any".

Amendment No. 22

On page 3, line 37, strike out "(*ll*) Any", and insert "(jj) Palfium. "Palfium" shall mean any".

Amendment No. 23

On page 3, line 39, strike out "(mm)", and insert "(kk)".

Amendment No. 24

On page 3, line 41, strike out "(nn)", and insert "(*ll*)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 933	Senate Bill No. 896
Senate Bill No. 867	Senate Bill No. 1026

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 933

Senator Burns moved that Senate Bill No. 933 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 933—An act to add Section 70141.7 to the Government Code, relating to superior court commissioners.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "The commissioner so appointed shall"; and strike out lines 8 to 11, inclusive, and insert "In addition to the duties prescribed in Section 259 of the Code of Civil Procedure, said commissioner shall perform the duties prescribed by Section 259a of the Code of Civil Procedure and in addition thereto the duties of a probate commissioner appointed pursuant to Section 69897 of this code. Said commissioner shall receive an annual salary of nine thousand dollars ($9,000) and shall be allowed actual traveling expenses pursuant to Section 70148."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 867

Senator Richards moved that Senate Bill No. 867 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 867—An act to amend Sections 2020, 2020.002, and 2025 of, and add Section 2020.001 to, the Welfare and Institutions Code, relating to old age assistance, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Senate April 10, 1959, after "circumstances", insert ", but full adjustment shall be made at the end of that period".

Amendment No. 2

On page 2, line 26, strike out "more than one hundred dollars ($100) nor".

Amendment No. 3

On page 2, line 27, strike out "seventy-five dollars ($75)", and insert "ninety dollars ($90)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 896

Senator Richards moved that Senate Bill No. 896 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 896—An act to amend Section 2164 of the Welfare and Institutions Code, relating to property qualifications for old age assistance.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "considered", and insert "required as".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1026

Senator Rodda moved that Senate Bill No. 1026 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1026—An act to add Article 6 (commencing with Section 21380) to Chapter 9, Part 3, Division 5, Title 2 of the Government Code and to add Sections 20230.5, 20750.13, 20750.23, 20750.33 and 20750.43 thereto, relating to the State Employees' Retirement System with respect to the payment of survivors' allowances thereunder.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "Sections 21382 and 21383", and insert "Section 21382".

Amendment No. 2

On page 2, line 33, strike out "ninety dollars ($190)", and insert "eighty dollars ($180)".

Amendment No. 3

On page 2, line 34, strike out "fifty-five dollars ($255)", and insert "fifty dollars ($250)".

Amendment No. 4

On page 2, line 39, strike out "ninety-five dollars ($95)", and insert "ninety dollars ($90)".

Amendment No. 5

On page 2, line 50, strike out "ninety-five dollars ($95)", and insert "ninety dollars ($90)".

Amendment No. 6

On page 3, line 2, strike out "ninety dollars ($190)", and insert eighty ($180)".

Amendment No. 7

On page 3, line 5, strike out "fifty-five dollars ($255)", and insert "fifty dollars ($250)".

Amendment No. 8

On page 3, line 14, strike out "ninety-five ($95)", and insert "ninety dollars ($90)".

Amendment No. 9

On page 3, lines 19 and 20, strike out "sixty-five dollars ($65)", and insert "seventy dollars ($70)".

Amendment No. 10

On page 3, line 29, strike out "ninety-five dollars ($95)", and insert ninety dollars ($90)".

Amendment No. 11

On page 3, strike out lines 39 to 52, inclusive, and on page 4, strike out lines 1 to 11, inclusive.

Amendment No. 12

On page 4, line 12, strike out "21384", and insert "21383".

Amendment No. 13

On page 4, line 19, strike out "21385", and insert "21384".

Amendment No. 14

On page 4, line 20, strike out ", or the" and strike out lines 21 and 22.

Amendment No. 15

On page 4, lines 24 and 25, strike out "or the continued allowance, as the case may be,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 801

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 801

Senator Collier moved that Senate Bill No. 801 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 801—An act to amend Sections 6006.5, 6015, 6452, and 6453 of, and to add Sections 6011.5, 6021, 6248, 6388, 6422, and 6455.5 to the Revenue and Taxation Code, and to amend Sections 146 and 186, and to add Sections 148.5 to the Vehicle Code, and to amend Section 5600 of, and to add Sections 4300.5 and 4750.5 to the Vehicle

Code as proposed by Assembly Bill No. 5, relating to sales and use taxes in respect to motor vehicles and to registration of motor vehicles, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "6455.5", and insert "6454.5".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1116

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 1116

Senator Montgomery moved that Senate Bill No. 1116 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1116—An act to amend Section 1191 of, and to add Sections 1190.5, 1222, 1223, and 1224 to, the Agricultural Code, relating to marketing of agricultural products.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "an", and insert "a co-operative bargaining".

Amendment No. 2

On page 2, between lines 3 and 4, insert

"(d) A co-operative bargaining association means an association which: (1) has been designated by its by-laws or by written agreement with its members as the exclusive bargaining agent for the sale and marketing of its members' products; (2) has as its primary function the bargaining with processors, handlers and distributors for the sale and marketing of its members' products."

Amendment No. 3

On page 2, line 8, after "co-operative", insert "bargaining".

Amendment No. 4

On page 2, line 14, strike out "any other person", and insert "their agents".

Amendment No. 5

On page 2, line 19, after "co-operative", insert "bargaining".

Amendment No. 6

On page 2, line 21, after "co-operative", insert "bargaining".

Amendment No. 7

On page 2, line 23, after "co-operative", insert "bargaining".

Amendment No. 8

On page 2, line 26, after "co-operative", insert "bargaining".

Amendment No. 9

On page 2, line 27, strike out "induce", and insert "coerce".

Amendment No. 10

On page 2, line 28, after "co-operative", insert "bargaining".

Amendment No. 11

On page 2, line 35, after "any", insert "co-operative bargaining".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 526
Senate Bill No. 794

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 526

Senator Grunsky moved that Senate Bill No. 526 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 526—An act to repeal Section 1533 of the Penal Code, relating to search warrants.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal", and insert "amend".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, line 1, strike out "repealed.", and insert "amended to read:

1533. The magistrate must insert a direction in the warrant that it be served in the daytime, unless the affidavits are positive that the property is on the person or in the place to be searched, *or unless the property consists of evidence of the violation of any provision of Division 10 of the Health and Safety Code*, in which [case] *cases* he may insert a direction that it be served at any time of the day or night."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 794

Senator Dolwig moved that Senate Bill No. 794 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 794—An act to amend Section 690.11 of the Code of Civil Procedure, relating to exemptions from attachment.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 2, of the printed bill, after "contract", strike out the semicolon, and insert a period.

Amendment No. 2

On page 2, line 2, strike out "except, this section shall not apply:", and insert "In such case an attachment may be levied immediately after two such defaults, any other provisions of law notwithstanding."

Amendment No. 3

On page 2, strike out all of lines 3 to 17, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO PRINT AMENDMENTS IN JOURNAL

Senator McCarthy moved that the following amendments to Senate Bill No. 576, submitted to the Committee on Transportation, be printed in the Journal.

Motion carried.

Proposed amendments by Senator McCarthy:

Amendment No. 1

In line 13 of the title of the printed bill, as amended in Senate April 24, 1959, after "Sections", insert "27179.5,".

Amendment No. 2

On page 7, strike out lines 2 to 9, inclusive, and insert "be appointed for a term of two years."

Amendment No. 3

On page 7, line 34, strike out "ap-", and strike out lines 35 and 36, and insert "other than the Director of Public Works shall hold office as a commissioner for more than eight years in the aggregate."

Amendment No. 4

On page 33, line 31, strike out the period, and insert "; provided, that the authority shall not use any right-of-way given, dedicated or set apart herein over highways now or hereafter owned, opened or dedicated to or for public use in a manner inconsistent with highway use, and all expenses incurred in relocating, rearranging, adjusting or repairing said highway incurred by reason of the use of such right-of-way by the authority shall be borne by the authority."

Amendment No. 5

On page 38, strike out line 36, and insert ", duties, and obligations or any existing bridge and highway district (including obligations incurred pursuant to Chapter 1505 of Statutes of 1945). All".

Amendment No. 6

On page 48, strike out lines 26 to 29, inclusive, and insert "security of the holders of such bonds."

MOTION TO PRINT OPINION OF THE LEGISLATIVE COUNSEL

Senator McCarthy moved that the following opinion by the Legislative Counsel regarding the Golden Gate Authority, be printed in the Journal.

Motion carried.

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
3021 STATE CAPITOL, SACRAMENTO, April 29, 1959

Hon. John F. McCarthy
Senate Chamber

Golden Gate Authority—No. 13152

DEAR SENATOR MCCARTHY:

Question

You have asked for our opinion as to the number of votes required to pass Senate Bill No. 576 as amended in Senate April 24, 1959.

Opinion

It is our opinion that the bill may be passed by a majority vote of all the members of both houses of the Legislature.

Analysis

Unless some constitutional provision requires a greater vote as to a particular type of bill, a bill may be adopted by a majority vote of all members elected to each house of the Legislature (Art. IV, Sec. 15, Const.). The only conceivable ground upon which Senate Bill No. 576 could be said to require more than the normal vote is that it contains an appropriation of General Fund money and therefor, under Section 34a of Article IV of the Constitution, requires a two-thirds vote for the appropriation to be effective. While the status of certain of the funds appropriated by the bill is not entirely clear, we believe that such funds do not constitute General Fund moneys and thus Section 34a of Article IV is not applicable.

Senate Bill No. 576, as amended in Senate April 24, 1959, would provide for the transfer to the Golden Gate Authority, upon certain dates specified in the bill, of funds held by the State Treasurer in respect to the various bridges of the California Toll Bridge Authority, including the San Francisco-Oakland Bay Bridge (Sec. 19, Senate Bill No. 576). Upon the transfer of such funds, the Golden Gate Authority would be authorized to use such funds for purposes authorized in the Golden Gate Authority Act (see Secs. 30611, 30757, 30771, and 30791, S. & H. C., proposed to be added by the bill). Such funds are presently being held in the State Treasury in various designated funds, some of which are specifically committed for specific purposes) Article 6, (commencing at Section 30300) of Chapter 1 of Division 17 of the Streets and Highways Code).

In the case of the funds in the State Treasury held with respect to all of the California Toll Bridge Authority bridges except the San Francisco-Oakland Bay Bridge, such funds have been established pursuant to bond resolutions under which bonds issued to finance their construction are still outstanding. As to such funds it is clear that they are "trust funds" which the Legislature could not appropriate for any purpose inconsistent with the bond terms.

In the case of the funds in the State Treasury held with respect to the San Francisco-Oakland Bay Bridge, the answer is not so clear. There are no longer any outstanding bonds issued in connection with said bridge and payable from its toll revenues. Under Section 30608

of the Streets and Highways Code it would appear that the money being accumulated from the collection of tolls on said bridge could be appropriated for any purpose. Thus, at first glance, it would seem that such money is General Fund money, the appropriation of which is subject to Section 34a of Article IV.

However, the collection of tolls by the State upon the San Francisco-Oakland Bay Bridge is subject to the provisions of Section 2 of Public Law 695, Seventy-first Congress, as amended, by Public Law 154, Eighty-third Congress. The federal law authorizes the continued collection and use of tolls on said bridge, after the retirement of bonds issued to finance it, for the purpose of maintaining and operating said bridge and assisting in the financing of not to exceed two additional highway crossings across San Francisco Bay. While the federal law does not require the construction of any additional highway crossings, we believe that the State may not use the moneys accumulated from the collection of tolls upon the San Francisco-Oakland Bay Bridge for purposes other than those specified in the federal law unless such federal law is amended or repealed. Thus, in our opinion, such money is not subject to unlimited appropriation by the Legislature and therefor does not constitute General Fund money. By the same token, upon acquiring such money, the Golden Gate Authority would, unless the federal law is amended or repealed, be subject to the restrictions in the federal law as to the expenditure thereof. It might be noted, in this connection, that the bill recognizes the fact that the Golden Gate Authority will be subject to the restrictions in the federal law with respect to the fixing and use of tolls upon the San Francisco-Oakland Bay Bridge (see proposed Secs. 30601, 30607, 30608, and 30611, S. & H. C.).

Very truly yours,

RALPH N. KLEPS
Legislative Counsel
By THOMAS J. SHEPHARD
Deputy Legislative Counsel

MOTION TO PRINT OPINION OF THE LEGISLATIVE COUNSEL

Senator Collier moved that the following opinion by the Legislative Counsel regarding Senate Bill No. 576, be printed in the Journal.

Motion carried.

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
3021 STATE CAPITOL, SACRAMENTO, April 29, 1959

Hon. Randolph Collier
Senate Chamber

Analysis of Senate Bill No. 576, as Amended in the Senate April 24, 1959, Relating to the Golden Gate Authority
No. 13705

DEAR SENATOR COLLIER: Pursuant to your request we have prepared an analysis of Senate Bill No. 576, as amended in the Senate April 24, 1959, which follows.

Creation of the Authority

The bill would create the Golden Gate Authority (proposed Section 67060, Government Code) and would define the geographical boundaries of the authority. The boundaries of the authority would include

the City and County of San Francisco and the Counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, and Sonoma (Secs. 67034 and 67062 *. The area included within the Golden Gate Authority would be defined as the "San Francisco Bay Area" (Sec. 67034).

The powers of the authority would be specifically limited to the nine counties of the San Francisco Bay Area, with the exception that the authority could maintain offices anywhere, to encourage trade and commerce within the San Francisco Bay Area (Sec. 67062).

The bill would declare that the authority is not a state agency within the executive branch of the State Government so as to be subject to laws relating to state departments and agencies (Sec. 67061), and that the Administrative Procedure Act (Chapters 4 (commencing at Section 11370) and 5 (commencing at Section 11500) of Division 3 of Title 2 of the Government Code) does not apply to the authority (Sec. 67075).

The bill would declare the policy of the Legislature relative to the San Francisco Bay area, calling for a unified management of San Francisco Bay area toll bridges and for the study and surveying of the possible acquisition of port, harbor, airport and other publicly-owned metropolitan facilities (Sec. 67001). The policy declaration would also include a statement that the Golden Gate Authority is not intended to be a substitute for metropolitan government in the San Francisco Bay area (Sec. 67002).

Organization and Government of the Authority

The government of the authority would be entrusted to a board of seven commissioners (Sec. 67063). Six of the commissioners would be appointed by the Governor and the seventh would be the Director of Public Works of the State of California (Sec. 67063).

The commissioners appointed by the Governor would serve for terms of four years, and would arrange by lot, among themselves, at their first meeting so that their terms would expire on staggered dates. The terms of the first commissioners would commence 30 days after the effective date of the act (Sec. 67065). The commissioners appointed by the Governor would be required to be registered voters within the San Francisco Bay area, would be permitted to hold no other elected public office or full term employment with any public agency, and would be limited to two full terms (Sec. 67067).

A majority of the members of the board would constitute a quorum and could act for the board (Sec. 67078). The commissioners would receive no compensation but would receive actual necessary traveling expenses and other expenses incurred in the performance of their duties (Sec. 67070).

All meetings of the board would be required to be open to the public. No toll rates could be fixed or changed, or project costing over $100,000 initially authorized, except after a public hearing (Sec. 67069).

The board of commissioners would be empowered to appoint certain officers. The board would be required to appoint a chairman and at their discretion could appoint one or more vice chairmen, all of whom would be required to be members of the board of commissioners. The

* Unless otherwise indicated, all citations are to proposed sections of the Government Code.

board would be required to appoint a secretary and a treasurer. The secretary could be selected from the members of the board of commissioners but the treasurer could not be a member of the board, but could be a bank authorized to transact business in this State. The treasurer, if an individual, would be required to execute a bond, with corporate sureties, approved by the board (Secs. 67071 and 67076).

An executive director could be appointed by the board of commissioners; he could not be a member of the board, would be required to be a man of recognized ability and experience, and would be in general charge of the operation and conduct of authority affairs (Sec. 67072).

The board of commissioners would also be empowered to appoint a general counsel, a chief engineer, a fiscal agent or financial adviser, and such other officers and employees as may be necessary (Secs. 67073 and 67074).

Commissioners and officers and employees of the authority would be prohibited from having certain types of interests in contracts of the authority (Secs. 67340 and 67341).

The authority would be authorized to provide for a civil service and retirement system for any or all of its officers or employees. All employees transferred to the authority with any facility acquired by the authority, included in an existing civil service system, would be granted comparable rights insofar as possible by the authority. All employees transferred to the authority with any facility acquired by the authority, enrolled and entitled to rights under any public pension or retirement plan, would be granted comparable rights insofar as possible by the authority. The authority would be authorized, however, to contract with the Board of Administration of the State Employees' Retirement System to provide for the inclusion of all such employees in that system (Sec. 67115).

The bill would provide that the transfer of any employees of the Department of Public Works to the Golden Gate Authority would not affect or impair their rights under the State Employees' Retirement Law (Part 3 (commencing at Section 20000) of Division 5 of Title 2 of the Government Code), and the board of commissioners of the authority would be required to contract with the State Employees' Retirement System and make all contributions which would otherwise have been made by the State (Sec. 67116). The bill would also specifically provide for the transfer of such employees upon the transfer of each particular California Toll Bridge Authority facility involved (proposed Secs. 30604, 30759, 30773 and 30793, S. & H. C.).

The State Civil Service Act (Part 2 (commencing at Section 18500) of Division 5 of Title 2 of the Government Code) would continue to be applicable to all employees of the Department of Public Works transferred to the Golden Gate Authority and the State Personnel Board would be required to continue to provide appropriate examinations and lists of minimum qualifications and to fix and establish salary ranges for all such employees transferred, and the authority would be required to make replacements of such employees only in accordance with the State Civil Service Act. However, specific provision would be made that none of the continued coverage provisions relative to civil service and retirement would prohibit the authority from employing other persons

not transferred to it from the Department of Public Works upon such terms and conditions and in such manner as it may elect (Sec. 67117).

The bill would contain provisions authorizing collective bargaining between labor organizations representing authority employees and the authority and providing for the settlement of disputes which cannot be settled by negotiation by a five-man arbitration board—two representatives of the authority, two representatives of the labor organization, and the fifth elected by the first four, or if they cannot agree, by the Secretary of the Judicial Council (Sec. 67117.5). The bill would authorize submission of the question of representation of employees by a labor organization or appropriativeness of a collective bargaining unit to the State Conciliation Service (Sec. 67117.6).

General Powers of the Authority

Provision would be made for the acquisition, construction, completion, maintenance, improvement and financing of facilities * within the San Francisco Bay area (Secs. 67001, 67062, 67092, 67210, 67211, and 67212).

The bill would prohibit the construction of any San Francisco Bay crossings within 10 miles of an existing crossing so long as any bonds of the authority which are secured by a pledge of revenues derived from any crossing are outstanding and unpaid; however, this provision would not apply to any bridge or tube between the Cities of Oakland and Alameda or to the acquisition, erection, or construction of any rapid transit crossing, exclusively for trains and not for passenger automobiles, trucks or buses, between the City and County of San Francisco and the County of Alameda (Sec. 67099).

The authority would have the power of eminent domain but would be prohibited from taking any publicly owned property or privately owned port or harbor facilities by condemnation proceedings, without the consent of the public agency or public corporation or private person owning or controlling such publicly owned property or privately owned port or harbor facilities. The authority, however, would be authorized to condemn the property of any privately owned public utility in conjunction with the construction or improvement of any bridge or other crossing, and in the event of such condemnation the State Public Utilities Commission would have the duty of fixing and determining the just compensation for such private public utility property (Secs. 67102 and 67103).

The right-of-way necessary to locate, construct, and maintain bridges or other crossings authorized to be acquired, constructed, owned, operated, or maintained by the authority through, over, under, on or across any property of the State or the property of any political subdivision of the State within the San Francisco Bay area would be given to the authority (Sec. 67284).

* Section 67025 would define "facilities" to mean
(a) Bridges and other crossings
(b) Highways and [illegible]
(c) All [illegible] and [illegible]
together with approaches, wharves, docks, terminals (including bus and other vehicular terminals), wharves, [illegible] railroad facilities, approaches, parks, parkways, equipment and vehicle parking places, other access facilities and any and all other incidental properties or concessions useful or necessary to any of the [illegible]

The authority would have the power to contract with any public or private party, to accept grants, dispose of property, and to adopt necessary rules and regulations for its operations (Secs. 67106-67110, incl.). The authority would also be authorized to co-operate with any agencies of the United States or of this State, and relative to agencies of the State, specifically including the Department of Public Works for the development, construction, improvement or maintenance of any facility (Secs. 67280-67283, incl.).

The authority would be empowered to insure its facilities and their revenues (Secs. 67214-67216, incl.). The authority would be required to let, by means of bids, any construction contracts or improvement project contracts in excess of $5,000, and would be required to call for bids upon the purchase of supplies, materials or improvements in excess of $5,000 (Secs. 67217 and 67218).

The board of commissioners of the authority would be empowered to adopt rules and regulations not inconsistent with state law relative to the use of motor vehicles upon any of its bridges, highway crossings, or within any of its other facilities (Sec. 67119). The bill would require the California Highway Patrol to enforce all provisions of the Vehicle Code and any other laws relating to the use and operation of vehicles upon highways or highway crossings, as well as any rules and regulations adopted by the board of commissioners of the authority, upon any of the facilities of travel or parking areas under the jurisdiction of the authority (Sec. 67112). The authority would be authorized to designate employees who would have the power of peace officers in connection with their duties (Sec. 67120).

The authority would be empowered to maintain a towing service upon any of its facilities of travel and would be authorized to remove any object or vehicle obstructing traffic upon such facilities of travel (Sec. 67113).

Maintenance of Highway Crossings Under the Jurisdiction of the Authority

The maintenance of all highway crossings under the jurisdiction of the authority (including highway crossings transferred to the authority pursuant to the bill) would be performed by the authority and the authority would be reimbursed for such expenditures from money in the State Highway Fund available for construction of state highways, prior to the allocation thereof between the northern and southern county groups. All claims for such reimbursement shall be subject to audit and approval by the Director of Finance of the State of California (proposed Section 30602, Streets and Highways Code).

The maintenance of the approaches to highway crossings under the jurisdiction of the authority (including highway crossings transferred to the authority pursuant to the bill) would be performed by the Department of Public Works from money in the State Highway Fund available for construction of state highways, prior to the allocation thereof between the northern and southern county groups (proposed Section 30609, Streets and Highways Code).

The bill would prescribe a method for delineation between such highway crossings and the approaches thereto, and would require the Department of Public Works to furnish to the authority detailed maps showing such delineation as to each such highway crossing and it would

be provided that the approaches to the Bay Bridge would be deemed to include the former bridge railway terminal building and appurtenant ramps presently being converted for a bus terminal (proposed Section 30609 and 30610, Streets and Highways Code).

Financial Provisions

The authority would be authorized to issue, sell, redeem, and refund revenue bonds (Secs. 67140 to 67182, incl.). The issuance of revenue bonds would be in the name of the authority and would in no way constitute a debt, liability or obligation of any city, county, city and county, or of the State of California (Sec. 67142). The authority, in issuing bonds, would be authorized to pledge all of the revenues of the authority or, alternatively, to pledge only the revenues from a particular facility or particular facilities of the authority (Sec. 67162).

The authority would generally be empowered, subject to any contracts or indentures binding the authority, to fix tolls, charges, and rents for the use of any of its facilities and the rates and rents charged any concessionaires of the authority (Secs. 67105, and 67240 to 67243, incl.).

The authority would be prohibited from levying any taxes for any purpose with the exception that if the authority acquired the Golden Gate Bridge it would have the power to levy and collect taxes if necessary for the payment of outstanding bonds of the Golden Gate Bridge and Highway District pursuant to the present Bridge and Highway District Act (Part 3 (commencing at Section 27000) of Division 16 of the Streets and Highways Code) (Sec. 67114).

Harbor and Airport Facilities

The authority would be required to make a survey of, and submit within 30 days after the beginning of the 1961 Regular Session a report to the Legislature with respect to, its recommendations as to the desirability and economic feasibility of acquiring or leasing and operating publicly owned ports, harbors, and airport facilities in the San Francisco Bay area (or outside the San Francisco Bay area but having a direct effect on trade and commerce in the San Francisco Bay area), and the proposed method of such acquisition or leasing and operation and payment, refunding, or reimbursement of outstanding bonds or tax funds expended in connection with such facilities (Sec. 67092.1). The authority would be prohibited from purchasing, leasing, constructing, or otherwise acquiring any harbor, port, or airport facility until a report with respect to the acquisition and operation of harbor, port, and airport facilities shall be submitted to the Legislature and approved by the Legislature (Sec. 67092.2).

The authority and the San Francisco Port Authority would be authorized to negotiate an agreement for the transfer to the Golden Gate Authority of all of the facilities under the jurisdiction of the San Francisco Port Authority. Such an agreement would be required to provide a method for the refunding or for the payment and retirement of all of the bonds of the State of California and all revenue bonds of the San Francisco Port Authority, issued or to be issued, for the purposes of the Port of San Francisco. The transfer agreement negotiated between the Golden Gate Authority and the San Francisco Port

Authority would be required to be submitted to the Legislature for approval and would not be effective until the granting of such approval (Sec. 67093).

The authority would be authorized to negotiate and enter into an agreement with:

(a) The Board of Port Commissioners of the City of Oakland for the lease or transfer to the Golden Gate Authority of all existing harbor facilities and airport facilities of the City of Oakland (Sec. 67094).

(b) The City and County of San Francisco for the lease or transfer to the authority of the San Francisco International Airport (Sec. 67095).

(c) The City of Redwood City for the lease or transfer to the Golden Gate Authority of the Port of Redwood City (Sec. 67096).

(d) The City of Richmond for the lease or transfer to the authority of the Port of Richmond (Sec. 67097).

(e) The City of San Jose for the lease or transfer of the San Jose Airport (Sec. 67097.5).

No such lease or transfer could, however, be completed without an approval of a charter amendment by the voters of the city involved (Secs. 67094-67097, incl.) and the approval of the report to the Legislature required by Section 67092.1 (Sec. 67092.2).

No lease or transfer of the San Francisco Port Authority facilities or the harbor facilities of the Board of Port Commissioners of the City of Oakland could be accomplished unless simultaneously, and no other port or marine facilities could be constructed or acquired by the authority until such leases or transfers had been made (Sec. 67095.5). No lease or transfer of the San Francisco International Airport or the airport facilities of the City of Oakland could be accomplished unless simultaneously and no other airport facilities could be acquired or constructed by the authority until such leases or transfers had been made (Sec. 67095.5).

Each such agreement could include provision for the reimbursement to the local agency concerned of all tax funds advanced or expended by it in the development of the particular facility, as well as the payment or retirement of any outstanding bonds issued for purposes of such development and a guarantee of continued adequate service (Secs. 67094-67097, incl.).

Specific provision is made in the bill that it would be the policy of the authority to lease harbor and port facilities to private operators wherever practicable (Sec. 67092).

The authority would also be authorized to negotiate with and enter into agreements with the United States of America, the State of California, and any public or private corporation, agency or person for the acquisition by the authority of any other facilities within the San Francisco Bay Area. Any such agreements would be required to provide ways and means for the protection of the rights of the holders of outstanding bonds secured by revenues of such facilities (Sec. 67098).

Co-operation With Rapid Transit Districts

The authority would be authorized to negotiate and enter into agreements with any rapid transit district, including the San Francisco

Bay Area Rapid Transit District, for mutual aid, assistance, and cooperation in carrying out the establishment of an adequate modern interurban mass rapid transit system (Sec. 67101).

Transfer of Golden Gate Bridge and Highway District Facilities

The bill would repeal the Bridge and Highway District Act (Part 3 (commencing at Section 27000) of Division 16 of the Streets and Highways Code), under which the Golden Gate Bridge and Highway District is now organized, and would add a new Part 3 (commencing at Section 27000) to Division 16 of the Streets and Highways Code, providing for the transfer of the Golden Gate Bridge, as of 12.01 a.m., July 1, 1960, to the Golden Gate Authority (Sec. 27003, et seq.;* and Sec. 20 of the bill).

The management, control, and supervision of the Golden Gate Bridge would be transferred to the board of commissioners of the Golden Gate Authority, but the board of commissioners would be required, so long as Golden Gate Bridge and Highway District bonds are outstanding, to perform all of the duties and functions imposed upon the board of directors of the Golden Gate Bridge and Highway District by the provisions of the present Bridge and Highway District Act (i.e., prior to its repeal by the bill) (Secs. 27006 and 27008), including the duty of the board of directors of said district to levy taxes (Secs. 27001, 27002, and 27009).

Transfer of California Toll Bridge Authority Facilities

1. In General

The bill would repeal Section 30901 of the Streets and Highways Code which now provides that it is the policy of the State to acquire and own all toll bridges situated upon or along any part of the highways of the State and to ultimately eliminate all toll charges upon such bridges (Sec. 4 of the bill).

The Golden Gate Authority would be authorized to issue bonds in a sufficient amount to refund or retire all of the bonds of the California Toll Bridge Authority now secured by the revenues of any bridge in the San Francisco Bay Area. As security for such bonds the Golden Gate Authority would be authorized to pledge the revenues of such bridges (Sec. 30607).

The bill would provide that except as expressly provided by law with respect to bridges under the jurisdiction of the Golden Gate Authority, the powers and duties of the Department of Public Works and the California Highway Commission as to construction and maintenance of highways in the San Francisco Bay Area or elsewhere are not limited or affected (Sec. 30001.5). The bill would also provide that nothing therein shall affect or impair the powers and duties of the California Toll Bridge Authority outside of the San Francisco Bay Area or with respect to a bridge under its jurisdiction until the transfer of the bridge to the Golden Gate Authority (Sec. 30001.7).

The authority would succeed to the rights, obligations, powers and duties of the California Toll Bridge Authority relative to the use of

* Unless otherwise indicated, all citations hereafter are to proposed sections of the Streets and Highways Code.

revenues of the San Francisco-Oakland Bay Bridge for the construction of any San Francisco Bay Crossing approved by the 1959 Regular Session of the Legislature (proposed Sec. 67101, Gov. C.).

Section 19 of the bill would transfer all of the funds held by the State Treasurer in respect to the San Francisco-Oakland Bay Bridge, the parallel Carquinez Bridges, the Benicia-Martinez Bridge, the San Mateo-Hayward Bridge, to the authority at the time of transfer of the bridges.

2. San Francisco-Oakland Bay Bridge

The San Francisco-Oakland Bay Bridge would be transferred as of 12.01 a.m., July 1, 1960, to the Golden Gate Authority (Sec. 30602). Provision would be made for the indefinite continuation of tolls upon the San Francisco-Oakland Bay Bridge, subject to existing federal law * (Sec. 30601).

Subject only to such federal law, the Golden Gate Authority would be empowered to use any tolls or revenues from the Bay Bridge for the purpose of acquiring, constructing, improving, or making additions, betterments or extensions to any other facilities of the authority (Sec. 30611).

3. Carquinez Bridges and Proposed Benicia-Martinez Bridge

The bill would transfer title to and possession of the Carquinez Bridges and the proposed Benicia-Martinez Bridge to the authority (Sec. 30757). The transfer date of such bridges would be a date not earlier, and not more than 40 days later, than such time as funds sufficient to satisfy any indenture of the California Toll Bridge Authority, under which bonds secured by revenues of such bridges are then outstanding, shall have been deposited in trust for that purpose (Sec. 30760).

4. San Mateo and Dumbarton Bridges

The bill would transfer title to and possession of the San Mateo and Dumbarton Bridges to the authority (Secs. 30771 and 30779). The transfer date of such bridges would be at 12.01 a.m., July 1, 1960, unless at that time there are bonds outstanding as to such bridges and funds sufficient to satisfy any indenture to the California Toll Bridge Authority with respect thereto have not been deposited in trust for that purpose (Secs. 30771 and 30778). In such case, the transfer would be made on a date not earlier, and not more than 40 days later, than such time as funds sufficient to satisfy any such indenture shall have been deposited in trust for that purpose (Sec. 30779).

5. Richmond-San Rafael Bridge

The bill would transfer title to and possession of the Richmond-San Rafael Bridge to the authority (Sec. 30791). The transfer date for such bridge would be a date not earlier, and not more than 40 days later,

* Under Public Law 154, 83d Congress, 1st Session, tolls may continued to be collected on the Bay Bridge to finance the construction of not to exceed two additional highway crossings across San Francisco Bay; and after all bonds have been retired the highway crossings are required to be toll free or the rates of tolls shall be adjusted so as to provide funds only for operation and maintenance thereof.

than such time as funds sufficient to satisfy any indenture of the California Toll Bridge Authority, under which bonds secured by the revenues of such bridge are then outstanding, shall have been deposited in trust for that purpose (Sec. 30794).

Very truly yours,

RALPH N. KLEPS
Legislative Counsel
By THOMAS J. SHEPHARD
Deputy Legislative Counsel

Two copies to Hon. John F. McCarthy
pursuant to Joint Rule 34

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 87—An act to amend Section 5715 of, and to add Section 5715.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to maintaining of junior college classes outside of school district.

Bill read second time.

Motion to Re-refer Senate Bill No. 87

Senator Brown moved that Senate Bill No. 87 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 826—An act to amend and renumber Section 8356 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to work experience education.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 827—An act to amend Section 19481 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 994—An act to amend Sections 490 and 500 of the Agricultural Code, relating to milk and milk products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 6, 1959, strike out "Sections 490 and 500", and insert "Section 490".

Amendment No. 2

On page 1, strike out lines 17 to 26, inclusive.

Amendment No. 3

On page 2, strike out lines 1 to 22, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 970—An act to amend Section 23320 of, and to add Section 23321.6 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 28, of the printed bill, after "License:", insert "480.00 per year".

Amendment No. 2

On page 2, strike out lines 29 through 32.

Amendment No. 3

On page 2, line 34, after "business:", insert "120.00 per quarter year".

Amendment No. 4

On page 2, strike out lines 35 through 40.

Amendment No. 5

On page 2, line 47, after "chapter):", insert "260.00 per year".

Amendment No. 6

On page 2, strike out lines 48 through 52.

Amendment No. 7

On page 3, line 12, after "1,000", insert "tons".

Amendment No. 8

On page 3, line 13, insert "The changes in fees made by this act shall be applicable on or after January 1, 1960, for all on-sale licenses."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 647—An act to amend Section 11380.1 of the Government Code, relating to the designation by the Secretary of State of style and form to be used in filing regulations.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 38—An act to amend Section 73561 of the Government Code, relating to the number of judges in the municipal court in the district embracing the Cities of Carmel and Monterey.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 72—An act to amend Section 73731 of the Government Code, relating to municipal courts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 840—An act to amend Section 69895 of the Government Code, relating to the secretary and assistant secretaries of the superior court in counties having a population of less than 2,000,000 but more than 750,000.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 967—An act to amend Section 69900 of the Government Code, relating to superior court employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 992—An act to add Article 4 (commencing at Section 69640) to Chapter 5 of Title 8 of the Government Code, and to amend Section 69741 of the Government Code, relating to superior courts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 795—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 379—An act to amend Sections 8011 and 8014 of the Fish and Game Code, relating to receipts for fish, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 379

Senator Brown moved that Senate Bill No. 379 be re-referred to Committee on Finance.

Motion carried.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1526—An act to amend Section 10202.8 of the Insurance Code, relating to group life insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 3, line 7, of the printed bill, after "2.", strike out the balance of line 7 and all of lines 8, 9, 10, and 11, and insert "Nothing in this act, as it amends the introductory paragraph of section 10202.8, shall be construed so as to broaden the scope of the type of employer who may participate in a trust."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1793—An act to amend Section 22451 of the Financial Code, relating to charges on loans by personal property brokers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, line 8, strike out "three", and insert "two".

Amendment No. 2

On page 1, line 9, strike out "($300)" and insert "($200)".

Amendment No. 3

On page 1, line 11, strike out "three", and insert "two".

Amendment No. 4

On page 1, line 12, strike out "($300)", and insert "($200)".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1317—An act to amend Sections 14001, 14406 and 14502 of the Financial Code, relating to credit unions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 3, line 15, of the printed bill, as amended in Senate April 24, 1959, strike out "and", and insert "plus".

Amendment No. 2

On page 3, line 16, after "one loan", insert "; provided, however, that in any credit union with assets of less than one hundred thousand dollars ($100,000) no loan officer shall be authorized to approve any loan in excess of the unsecured loan limit as provided herein, plus the unpledged shares of the borrowing member".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1792—An act to amend Section 22480 of the Financial Code, relating to charges on loans made by personal property brokers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1066—An act to amend Section 12025 of the Education Code, and Section 13101 of the Education Code as proposed by Senate Bill No. 2, relating to accreditation of teacher training institutions.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1066

Senator Brown moved that Assembly Bill No. 1066 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1828—An act to amend Section 5203 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school holidays.

Bill read second time, and ordered to third reading.

Assembly Bill No. 841—An act to amend Section 106 of the Education Code, and Section 108 of the Education Code as proposed by Senate Bill No. 2, relating to meetings of the State Board of Education.

Bill read second time.

Motion to Re-refer Assembly Bill No. 841

Senator Brown moved that Assembly Bill No. 841 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1721—An act to amend Sections 10953, 10954, and 10955 of, and to repeal Section 10956 of, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to attendance of pupils in the public schools.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1722—An act to amend Section 5555 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to evening high school and junior college classes.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1829—An act to amend Section 5902 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to vocational courses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1830—An act to repeal Section 13105 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to licensing of certified school personnel.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1831—An act to amend Section 16519 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school supplies.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1832—An act to amend Section 5606 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to junior high schools.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1622—An act to amend Sections 1551 and 13566 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to powers and duties of superintendents of school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 103—Relative to scientific research facilities of the University of California and the state colleges.

Resolution read, and ordered to Consent Calendar.

Assembly Bill No. 572—An act to amend Section 19582 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school building aid.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 3 of the printed bill, as amended in Assembly March 18, 1959, after line 16, insert

"This section shall remain in effect until the ninety-first day after final adjournment of the 1961 Regular Session of the Legislature."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 816—An act to amend Sections 16305.5 and 16480 and to repeal Section 16305.6 of the Government Code, relating to money in treasury trust accounts and the investment thereof.

Bill read second time.

Motion to Re-refer Assembly Bill No. 816

Senator Brown moved that Assembly Bill No. 816 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1026—An act to amend Section 17072 of the Government Code, relating to canceled warrants.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1027—An act to amend Section 11255 of the Government Code, relating to payments between state agencies and between appropriations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1077—An act to amend Section 1228.5 of, and to add Section 19330.5 to, the Government Code, relating to leaves of absence from the State Civil Service, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1652—An act to amend Section 17829 of the Health and Safety Code, relative to housing.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1014—An act to amend Section 19574.5 of the Government Code, relating to leave of absence for state civil service employee while charges are investigated.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1264—An act to add Section 23428.9 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1865—An act to amend Section 24071 of the Business and Profession Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1720—An act to amend Section 31214 of, and to add Sections 31214.1 and 31214.2 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state scholarships.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Senate April 22, 1959, strike out "renewed for", and insert "granted and renewed during".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 669—An act to repeal Article 6 (commencing at Section 54150), and to add Article 6 (commencing at Section 54150), to Chapter 5 of Part 1 of Division 2 of Title 5 of the Government Code, relating to the repair and restoration of property damaged or destroyed by storms or floods.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 236—An act to add Section 27459 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the use of snow-tread tires on vehicles.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Slattery, Stiern, Teale, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 839—An act to add Article 2.5 (commencing at Section 1357) to Chapter 5, Part 2, Division 2 of, and to amend Section 1360 of, the Water Code, relating to the State Water Rights Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Christensen, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Teale, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 972—An act to amend Section 2156 of the Streets and Highways Code, relating to county road deficiency reports.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Collier, Coombs, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 47—Relative to the study of a state highway route.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 582—An act to add Part 4 (commencing at Section 24100) to Division 9 of the Public Utilities Code, and to add Part 6.5 (commencing at Section 11800) to Division 2 of the Revenue and Taxation Code, relating to the licensing and registration of aircraft and the taxation of the privilege of operating the same, providing for the administration thereof, and appropriating the revenue derived therefrom.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Collier, Coombs, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Teale—28.
NOES—Senators Christensen, Dilworth, Donnelly, Thompson, and Williams—5.

Bill ordered transmitted to the Assembly.

Senate Bill No. 497—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses.

Motion to Re-refer Senate Bill No. 497

Senator Brown moved that Senate Bill No. 497 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 510—An act to amend Sections 5324 and 5325 of the Business and Professions Code, relating to outdoor advertising.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 733—An act to amend Section 9575.6 of the Business and Professions Code, relating to the State Board of Dry Cleaners, and making an appropriation, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.10 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Stiern.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Cobey, Collier Coombs, Dilworth, Dolwig, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—30.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Cobey, Collier Coombs, Dilworth, Dolwig, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

REQUEST FOR UNANIMOUS CONSENT

At 4.12 p.m., Senator Grunsky asked for, and was granted, unanimous consent to be excused for the balance of this legislative day.

REQUEST FOR UNANIMOUS CONSENT

Senator Regan asked for, and was granted, unanimous consent to take up Senate Constitutional Amendment No. 14, at this time, for consideration.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NO. 14

Senate Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of said State by amending Sections 1a and 8 of, and by adding Sections 1b, 1c, and 10b to, Article VI of said Constitution, relating to

the administration of justice, including the manner of appointment, retirement, and removal of judges and the composition and duties of the Commission on Judicial Qualifications, Judicial Council, and State Bar.

Motion to Rescind

Senator Regan moved that the Senate rescind the vote whereby the committee amendments to Senate Constitutional Amendment No. 14 were adopted on April 27, 1959.

The roll was called, and the motion to rescind was carried by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—31.
NOES—None.

Senator McCarthy Presiding

At 4:16 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Bill read third time, and presented by Senator Miller.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

AMENDMENTS TO ASSEMBLY BILL NO. 286 AS AMENDED IN SENATE APRIL 16, 1959

Amendment No. 1

On page 2, lines 16 and 17, of the printed bill, as amended in Senate April 16, 1959, strike out "not exceeding two thousand five hundred dollars ($2,500)".

Amendment No. 2

On page 2, strike out lines 19 to 23, inclusive, and insert "complete such co-ordinated plan. Such plan may provide for".

Amendment No. 3

On page 2, line 32, strike out "may", and insert "shall".

Amendment No. 4

On page 2, line 36, after "which the", insert "operation and maintenance of the".

Amendment No. 5

On page 2, between lines 42 and 43, insert

"Upon receipt of the amended permit, the governmental agency shall not proceed further with the plan unless the board of supervisors shall either deposit with the governmental agency all or such portion of the amount of the estimate of the cost of the capital improvements as the Department of Public Health shall determine as being that reasonably necessary to provide minimum improvements, consistent with the provisions of this article, for fishing and other recreational uses authorized, or shall make provision satisfactory to the governmental agency for paying such costs."

Amendment No. 6

On page 3, strike out lines 15 to 29, inclusive.

Amendment No. 7

On page 4, line 12, strike out "development and".

Amendments read.

Point of Order

Senator Dilworth rose to a point of order and stated that the amendments offered by Senator Richards to Assembly Bill No. 286 did not fit the bill as last amended on April 20, 1959; and that the amendments were drawn for Assembly Bill No. 286 as amended on April 16, 1959; and requested that the bill be passed on file until the amendments are corrected.

The President ruled the point of order well taken.

Assembly Bill No. 286 ordered passed on file.

Assembly Bill No. 1160 An act to add Article 8.5 (commencing with Section 58250) to Chapter 1 of Division 1 of Title 6 of the Government Code, relating to withdrawal of territory annexed to a city.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 1160 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 700 An act to add Sections 20710, 20894, and 20896 to the Business and Professions Code, relating to petroleum products.

Bill read third time, and presented by Senator Rattigan.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 22, 1959, strike out "20894", and insert "20852, 20894, 20895".

Amendment No. 2

On page 2, between lines 12 and 13, insert

"SEC. 2. Section 20852 is added to said code, to read:

20852. There shall be prominently displayed on every dispensing device, from which gasoline is being sold at retail as a fuel for internal combustion engines, a sign or label, placed so as to be read in connection with the brand name, trademark, or trade name of the gasoline, consisting of the words "minimum octane number" or "octane number," together with arabic numbers identifying the octane rating of the gasoline.

The letters and numbers used in connection with this sign or label shall be of not less than one inch in height with a stroke of not less than one-eighth inch in width."

Amendment No. 3

On page 2, line 13, strike out "2", and insert "3".

Amendment No. 4

On page 2, between lines 27 and 28, insert

"SEC. 4. Section 20895 is added to said code, to read:

20895. When gasoline is offered for sale by any producer, manufacturer, distributor, broker, jobber, wholesaler, or seller, except at retail, said seller, at the time of the sale, must specify in writing the octane number of the gasoline sold. The octane number of said gasoline at the time of sale by said seller shall be not less than the octane number specified by said seller."

Amendment No. 5

On page 2, line 36, strike out "3", and insert "5".

Amendment No. 6

On page 2, line 38, strike out "Section 20894", and insert "Sections 20894 or 20895".

Amendments read.

Motion to Print Amendments

Senator Richards moved that the amendments offered by Senator Stiern to Assembly Bill No. 700 be printed in the Journal and that the bill be passed on file.

Motion carried.

Assembly Bill No. 1394—An act to amend Section 4500 of the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Motion to Refer Bill to Inactive File

Senator Murdy moved that Assembly Bill No. 1394 be placed on the inactive file.

Motion carried.

Assembly Bill No. 1041—An act to add Section 6021 to the Revenue and Taxation Code, relating to sales taxes in respect to vending machines.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—Senator Short—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 583—An act to amend Sections 1101, 1102.1, and 1104.1 of the Agricultural Code, relating to egg standards.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—Senator Holmdahl—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 273—An act to amend Section 633 of the Vehicle Code, and Section 24404 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to spotlamps on vehicles.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Teale, Thompson, and Williams—32.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1360 An act to add Section 26506 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to airbrakes for vehicles.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1362 An act to add Article 3 (commencing at Section 26500) to Chapter 3 of Division 12 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to airbrakes on vehicles.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1364 An act to add Section 26503 to the Vehicle Code as enacted by Chapter 3, Statutes of 1959, relating to airbrakes for vehicles.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Assembly April 3, 1959, after "setting.", insert "The department may by regulation prescribe a higher maximum opening pressure for air pressure systems designed for, and capable of safely operating with, pressure safety valves with a higher opening pressure."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1365 An act to add Section 670.82 to the Vehicle Code, and to add Section 26502 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to airbrakes for vehicles.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 670.82 to the Vehicle Code, and to add".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 26502 is added to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, to read:

26502. When the foot valve is fully open, final brake chamber pressure at the furthermost axle shall not be more than 10 percent below the maximum available air reservoir pressure."

Amendment No. 4

On page 1, strike out lines 2 through 20, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

President pro Tempore of the Senate Presiding

At 4.50 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Assembly Bill No. 1454 An act to amend Section 11715 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to vehicle license plates for manufacturers and dealers.

Bill read third time, and presented by Senator Cameron.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Cameron moved a call of the Senate.

Motion carried. Time, 4.56 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1587 An act to amend Section 31004 of, and to repeal Section 31003 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicles transporting hay.

Bill read third time, and presented by Senator O'Sullivan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Motion to Reconsider

Senator Regan moved to reconsider the vote whereby Assembly Bill No. 1587 was passed.

Postponement of Reconsideration

On motion of Senator Regan, the further considreation of the motion to reconsider the vote whereby Assembly Bill No. 1587 was passed, was continued until the next legislative day.

Assembly Bill No. 806—An act to amend Sections 350 and 5018 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the registration of vehicles.

Motion to Re-refer Assembly Bill No. 806

Senator Collier moved that Assembly Bill No. 806 be re-referred to Committee on Transportation.

Motion carried.

Assembly Bill No. 1003 – An act to amend Sections 21362 and 21404 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the reflectorizing of railroad warning approach signs.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Byrne Presiding

At 5.10 p.m., Senator Paul L. Byrne of the Sixth Senatorial District, presiding.

Assembly Bill No. 1361 – An act to add Section 26505 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to air brakes for vehicles.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 5.14 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the Desk

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.18 p.m., on motion of Senator Cameron, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1454 passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 643—An act to add Section 3008 to the Fish and Game Code, relating to dogs.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 160—An act to add Section 6545.5 to the Business and Professions Code, relating to the practice of barbering.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Teale—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 600—An act to amend Sections 7068 and 7122 of, and to add Sections 7068.1, 7068.2, 7068.3, and 7122.5 to the Business and Professions Code, relating to contractors.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 730—An act to amend Section 393 of the Military and Veterans Code, relating to defense of criminal charges against members of the National Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1687—An act to amend Sections 2808, 3357, 3718, 3795, 4104.5, 4105.2, 4106, 4150, 4217, 4803, and 4834.5 of the Revenue and Taxation Code, and to repeal Sections 568 and 4152 thereof, relating to property taxation.

Objection Raised

Senator Richards objected to Assembly Bill No. 1687 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 1687 to the second reading file.

Assembly Joint Resolution No. 24—Relative to requesting Congress to enact S. 910 of the Eighty-sixth Congress.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 843—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Objection Raised

Senator Christensen objected to Assembly Bill No. 843 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 843 to the second reading file.

RESOLUTIONS

The following resolution was offered:

By Senators Berry and Cameron:

Senate Resolution No. 103

Relative to the study of game fish at Lake Tahoe

WHEREAS, Lake Tahoe at one time supported very large populations of native game fishes, consisting principally of the Lahontan cutthroat trout (*Salmo clarkii henshawi*) and the mountain whitefish (*Coregonus williamsoni*). The cutthroat trout were sufficiently numerous to support an important commercial fishery, with thousands of pounds shipped from the lake annually. Both the cutthroat trout and the whitefish have now disappeared completely from the lake; and

WHEREAS, All indications are that game fish are far less abundant in Lake Tahoe than they once were, both in numbers and in weight. The causes of the apparent decline in abundance are not known and are difficult even to guess on the basis of available information; and

WHEREAS, It also appears that Lake Tahoe, because of its great area and volume, combined with a rapidly increasing resident population and great numbers of summer visitors, offers a tremendous opportunity for development of sport fisheries; now, therefore, be it

Resolved by the Senate of the State of California, That the State Department of Fish and Game be requested to make a thorough and extensive study to discover some means of producing good fishing in Lake Tahoe at a reasonable cost. This study should involve the testing of the most promising management methods, and an analysis of the physical and biological changes which have taken place. In order to obtain this objective, the following should be done:

(a) Determine the approximate production of game fish in past years, from an analysis of published records, and the present production of the lake, by creel census. The purpose here would be to get some idea of the potential fish production, and how much of it is now being realized.

(b) Test the possibilities of stocking large numbers of trout of various strains. A tentative stocking program is appended. It could be reduced if necessary, although that would cost more in the long run.

(c) Study the interrelationships of game and forage species, and the food chains of the game fish, with the hope of finding possibilities for introducing new forage species which would increase the production of game fish.

(d) Test the importance of lake tributaries to the sport fisheries. The lake tributaries provide some trout and forage species with a place to spawn. With increasing use of water it may be difficult to maintain suitable flows in the tributaries.

(e) Carry out chemical and limnological sampling as necessary to provide a clear picture of the interrelationships of the fishes present and various facets of their environment.

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the Director of the State Department of Fish and Game.

Resolution read, and referred to Committee on Fish and Game.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1344: By Senator Erhart—An act to amend the title of, and Sections 2, 3, 4, 5, 6, 9, 10, 13, 14, 15, 16, 17, and 18 of, and to add Sections 3.1, 3.2, 3.3, 3.4, 16.1, 23.5, 36.1, 36.2, 36.3, 36.4, 36.5, 36.6, 36.7, 36.8, 36.9, 36.10, 36.11, 36.12, 36.13, 36.14, 36.15, 36.16, and 36.17 to the San Luis Obispo Flood Control and Water Conservation District Act (Chapter 1294 of the Statutes of 1945).

Referred to Committee on Local Government.

Senate Bill No. 1345: By Senator Thompson—An act to amend Section 28106 of the Government Code, relating to compensation for public services in counties of the sixth class.

Referred to Committee on Local Government.

Senate Bill No. 1346: By Senator Thompson—An act to amend Sections 73395, 73396 and 74045 of, and to add Sections 74046 and 74047 to, the Government Code, relating to municipal court reporters' salaries.

Referred to Committee on Local Government.

Senate Bill No. 1347: By Senator Murdy—An act to add Section 21116 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district funds.

Referred to Committee on Local Government.

Senate Bill No. 1348: By Senators Montgomery and O'Sullivan—An act to amend Section 1194 of the Agricultural Code, relating to nonprofit co-operative associations.

Referred to Committee on Agriculture.

Senate Bill No. 1349: By Senator Berry—An act to amend Section 24046 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1350: By Senators McCarthy and Hollister—An act to add Section 20826.5 to the Business and Professions Code, relating to petroleum products.

Referred to Committee on Business and Professions.

Senate Bill No. 1351: By Senator Richards—An act to repeal Chapter 2 (commencing at Section 11300) of Division 5 of, and to add Chapter 6 (commencing at Section 28000) to, Division 12 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicle inspections.

Referred to Committee on Transportation.

Senate Bill No. 1352: By Senator Miller—An act to amend Sections 7306, 7352, 7401, 7402, 7403, 7407, 7451, 7656, 7727, 8102 and 8252 of, to repeal Section 7405 of, and to add Sections 7506.5 and 8255 to, the Revenue and Taxation Code, relating to the motor vehicle fuel license tax.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1353: By Senator Grunsky—An act to amend Section 1 of Chapter 687 of the Statutes of 1935, relating to the granting of certain tidelands and submerged lands of the State to the County of Santa Cruz.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1354: By Senator O'Sullivan—An act to add Section 12898 to the Water Code, relating to the Sacramento Canals Unit of the Central Valley Project.

Referred to Committee on Water Resources.

Senate Bill No. 1355: By Senator Farr—An act to add Article 11 (commencing at Section 2800) to Chapter 7 of Division 5 of the Education Code, relating to junior college district organization.

Referred to Committee on Education.

Senate Bill No. 1356: By Senator Farr—An act to add Article 10 (commencing at Section 2780) to Chapter 7 of Division 5 of the Education Code as enacted at the 1959 Regular Session, relating to junior college district organization.

Referred to Committee on Education.

Senate Bill No. 1357: By Senator Beard (Co-authored by Assemblyman House)—An act to amend Sections 21166 and 22840 of the Water Code, relating to irrigation districts.

Referred to Committee on Local Government.

Senate Bill No. 1358: By Senator Farr—An act to add Section 71040.05 to the Government Code, relating to courts.

Referred to Committee on Local Government.

Senate Bill No. 1359: By Senator Gibson—An act to add Section 5781.45 to the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

Senate Bill No. 1360: By Senator Beard—An act to amend Section 869 of the Penal Code, relating to transcripts of testimony in homicide cases.

Referred to Committee on Judiciary.

Senate Bill No. 1361: By Senator McAteer—An act to add Section 2079 to the Harbors and Navigation Code, relating to the San Francisco Harbor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1362: By Senator Cobey—An act to amend Section 75030.5 of the Government Code, relating to the retirement of judges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1363: By Senator McAteer—An act to amend Section 870 of the Welfare and Institutions Code, relating to wards of the juvenile court.

Referred to Committee on Judiciary.

Senate Bill No. 1364: By Senator Fisher—An act to add Section 222.2 to the Labor Code, relating to payment of wages.

Referred to Committee on Labor.

Senate Bill No. 1365: By Senator Fisher—An act to add Section 229 of the Labor Code, relating to payment of wages.

Referred to Committee on Labor.

Senate Concurrent Resolution No. 61: By Senator Holmdahl—Relative to approving certain amendments to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the twenty-first day of April, 1959.

Without reference to committee, ordered placed on third reading file.

Senate Concurrent Resolution No. 62: By Senator Richards—Relative to city streets and county roads.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 63: By Senator Farr—Relative to expenses of the Joint Interim Committee on Uniform Laws.

Referred to Committee on Rules.

ADJOURNMENT

At 5:48 p.m., on motion of Senator Rodda, the President declared the Senate adjourned until 11 a.m., Friday, May 1, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-SEVENTH LEGISLATIVE DAY

EIGHTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Friday, May 1, 1959

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, on this May Day, set aside as Loyalty Day and Law Day, we give thanks for all the intellectual and spiritual forces that have made our Nation a land of freedom under law. We would seek the meaning of our loyalty in terms of the freedoms we espouse. We make our pledge of fealty, not with shouting and tumult, but rather with the deeds of daily living. Along with our devotion to liberty, give us to know how to make wise and just laws within the framework of responsible freedom. May loyalty to freedom and respect for law be paramount among all our citizens. AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator McAteer, on motion of Senator McCarthy, due to legislative business.

Senator Grunsky, on motion of Senator McCarthy, due to legislative business.

Senator McBride, on motion of Senator Stiern, due to legislative business.

Senator Shaw, on motion of Senator Stiern, due to illness.

Senator Brown, on motion of Senator Burns, due to legislative business.

Senator Richards, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Tom Wallace of Hamilton City and Walter Michael of Willows.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Harry Sones and Mr. and Mrs. Charles Sones of Imperial County.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Richardson Bay School: Warren Domino, David Faustino, Doris Bowie, Bonnie Collier, Virginia Muller, Flora Small, Diane Smith, Learlean Smith, David Barrow, Larry Beauchamp, Bob Burton, Claude Burton, Larry Finley, Donald Breaux, Arthur Ford, Edward Green, Richard Hamilton, James Heard, John Heard, Eugene Johnson, Jerry Page, Claude Phillips, Charles Robinson, R. B. White, Claudette Dedrick, Lerraine Foster, Shirley Fowler, Diane Mays, Patricia Presley, Agnes Robinson, Gloria White, Luvenia Cooper, and Joseph Harris.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Betsy Mason, teacher, Mrs. Mary Hale, principal, Mr. Ivan Glendinning, Mrs. Sylvia Bartram, Mrs. Jack Hurley, parents, Mr. and Mrs. Milton Frank, the bus driver and his wife, and the following students of Burns Valley Elementary School: Georgia Ann Bartram, Charles Bohn, Deanna Briggs, Marlyn Clark, David Evert, Mary Gregston, Roger Hanelt, Royce Hanelt, David Pankey, Thomas Hrutky, Bernice Hurley, Peggy Johns, Peter Jonas, Sandra Jones, Jana Kinikin, Janet Kinnell, Edward LeCam, Susan Payne, Marilyn Puim, Claire Reid, Judith Rhoades, Eddie Robey, Shirley Schossler, Sandra Shields, Charles Sikes, Stephen Sirard, Martin Woy, and Richard Zachman.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Fleeta Raines, Molly Cuff, Sylvia Walk, Laverne Heaston, Elaine Ogden, Claire Mock, Margaret Hicken, and Claria Ditman, women realtors from Modesto.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lange, Mrs. Mathews, teacher, Mr. Raymons Hanson, Mrs. Peters, Mrs. Bartels, teacher, Mr. Edwin Taylor, and the following students of Woods School: Connie Rae Babitzke, James Harold Culbertson, Charlotte Denise Clifford, Richard E. Dearborn, Margot Helene, Enderlin, Alice Georgi, Rosie Mae Green, Donald Hubert Harrison, Gary Lee Havel, Ronald Jon Herren, Charlotte A. Kurle, Johnny Harold Knykendall, Larry Lancaster, Stanton Lewis Lange, Gary Craig Mathews, Patricia Maurino, Karen Roberta Michelson, Francis Miller, Jackie Vernon Moore, Larry Dennis Moore, Thomas Larry Moore, Richard D. Owen, Charlotte K. Perman, Jimmie Lee Self, Larry Neal Sherman, Dianna Kay Strother, Robert Allen Wisner, Shirley Jean Wister, Russell Bartels, Sue Benson, Danny Best, Sandra Burgess, Donald Burgstahler,

Dennis Burns, Francine Christopherson, Ernestina Conde, Dwight Dauber, Tom Dawe, Tim Dean, Judy Dittsworth, Kenneth Duncan, Philippine Hoff, Pamela Janzen, Robert Johnson, Gerald Lachenmeier, Delbert Litz, George Lunsford, Kathy Peters, Glenda Sanders, Kenneth Schmollinger, Maxine Schopp, Joe Socha, Jim Weber, Karen Carleton, Ronnie Harrison, Delores Heard, and Jim Robinson.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Gordon Eeles, Louise Eeles, Charles Crawford, and Anne Privett, all of Los Angeles.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Sylva Quackenbush, teacher, Mrs. Wm. Long, and the following students of Joseph Bonnheim Elementary School: Andrea Anderson, Gloria Bass, Lance Blair, Jack Bosley, James Brown, Joseph Brown, Sandra Byersdorfer, Judy Cambra, Sylvia Ontiverras, Nancy Chatoian, Charles Dalhaus, Michalene De Long, Michael Doan, Clover Dyke, Nancy Fenwick, Susan Froehlich, Melva Hoisington, Kathy Hornbeck, Ronald Jarboe, Debra Long, Timothy Mayfield, Bernard Ross, Carol Rodgers, Danny Sachs, Linda Sare, Robert Sloppye, Doreene Stephens, Jeffory Trebar, and Michael Messenger; also Larry Curran, all of Sacramento.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to S. F. Hickey and Don Angel of Costa Mesa; also Mrs. J. A. Beek, the wife of Secretary Beek, of Balboa Island.

On request of Senators Miller and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Prof. Harry Morrison of the University of San Francisco.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 30, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 38	Senate Bill No. 827
Senate Bill No. 72	Senate Bill No. 840
Senate Bill No. 647	Senate Bill No. 967
Senate Bill No. 826	Senate Bill No. 992

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 970
Senate Bill No. 994
Senate Concurrent Resolution No. 61

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 59	Senate Resolution No. 100
Senate Resolution No. 94	Assembly Joint Resolution No. 32

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Assembly Bill No. 868
Senate Resolution No. 95

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass (be adopted) as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

Above reported resolution ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Bill No. 1303

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Resolution No. 102

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BERRY, Chairman

Above reported resolution ordered to third reading.

Committee on Judiciary

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 401
Assembly Bill No. 404

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 682

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

HOLMDAHL, Vice Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 789

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 789

Senator Teale moved that Senate Bill No. 789 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 789—An act to amend Sections 8352, 8357, 8357.5 and 8358 of, and to add Section 8358.5 to, the Revenue and Taxation Code, relating to aircraft fuel taxes and making an appropriation thereof.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, and insert "An act to amend Section 8352 of, and to repeal Sections 8357, 8357.5 and 8358 of, the Revenue and Taxation Code, and to add Article 4 (commencing at Section 21680) to Chapter 4 of Part 1 of Division 9 of the Public Utilities Code,".

Amendment No. 2

In line 3 of the title, strike out "aircraft fuel taxes", and insert "financial assistance for airports,".

Amendment No. 3

On page 2, strike out lines 11 to 13, inclusive, and insert

"(f) For transfer to the Airport Assistance Fund, created by Section 21680 of the Public Utilities Code, the sum of three hundred fifty thousand dollars ($350,000) per annum, plus any amounts which the board determines, in addition to three hundred fifty thousand dollars ($350,000), represents the amount".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 2, strike out lines 19 to 32, inclusive; and strike out all of page 3 and page 4, and insert

"SEC. 2. Section 8357 of said code is repealed.

[8357. The amount available under subdivision (f) of Section 8352 shall be apportioned among the several counties. There shall first be paid to each county the sum of two thousand five hundred dollars ($2,500) annually and the balance shall be apportioned one-half in the proportion which the population of each county bears to the total population of the State, and one-half in the proportion which the area of each county bears to the total area of the State. Such population shall be that determined in the most recent federal decennial census.

In any county wherein there is located an airport owned by a city, 50 percent of the amount apportioned to such county shall be paid to such city. In the event that there is more than one such city within the county, the cities' share shall be divided among such cities in the proportion which the population of each city bears to the total population of airport-owning cities within the county.]

SEC. 3. Section 8357.5 of said code is repealed.

[8357.5. For the purposes of this article an airport district shall be deemed to be a county. For the purposes of this article the population of an airport district shall consist of the population of the territory embraced by the district, and no part of the population of an airport district shall be deemed to be any part of the population of a county in which the district is partially or entirely located.]

SEC. 4. Section 8358 of said code is repealed.

[8358. The amounts paid to the several counties shall be paid into a special aviation fund established by the counties and may be expended in counties having a population of less than 100,000 for capital outlays or maintenance for aviation or airport purposes and not for administration. In counties having a population of 100,000 or more such money may be expended only for capital outlays for aviation or airport purposes. Any city receiving money under Section 8357 may expend such money only for the purposes for which the county in which the city is located may expend such money as provided in this section. If any county has not established such an aviation fund, its proportion of the apportionment shall be retained by the State until provision for such an aviation fund has been made, and it shall then be paid over to the county. Any county may pay any part of the money in its special aviation fund to any city, state college or branch of the University of California located in the county to be expended for the same purposes as the county may expend money in its aviation fund. Any money paid to a state college or branch of the University of

California shall be expended within the county paying the money. Any city may pay any part of the money it receives under Section 8357 to the county within which it is located to be expended for expenditure for the purposes specified for such county by this section.]

SEC. 5. Article 4 (commencing at Section 21680) is added to Chapter 4 of Part 1 of Division 9 of the Public Utilities Code, to read:

Article 4. Airport Assistance Fund

21680. The Airport Assistance Fund is hereby created in the State Treasury. The moneys in the fund are continuously appropriated for expenditure by the commission as provided in this article.

21681. Out of the fund, the sum of fifteen thousand dollars ($15,000) per year shall be available to the commission for expenditure in aiding and assisting cities, counties, and airport districts in the administration and expenditure of funds received pursuant to this article.

21682. The commission shall, subject to the provisions of Section 21683, pay from the fund to each city, county, and airport district owning and operating an airport or airports under a valid permit issued by the Civil Aeronautics Commission or its successor the sum of two thousand five hundred dollars ($2,500) annually for each such airport, to be expended solely for airport and aviation purposes.

21683. No payment shall be made to a city, county, or airport district pursuant to Section 21682 unless the city, county, or airport district has established a special aviation fund and deposits in such fund each year, for expenditure solely for airport and aviation purposes, a sum at least equal to the amount to be paid by the commission pursuant to Section 21682. Payments received by a city, county, or airport district shall be deposited in its special aviation fund.

21684. Any remaining balance in the fund, after making the payments provided for by Section 21682, shall be expended by the commission in making allocations, pursuant to Section 21685, to cities, counties, and airport districts for the acquisition and development of airports.

The commission shall establish, by rules and regulations, policies and standards to be followed in making allocations so as to further the proper development and maintenance of a statewide system of airports.

21685. Any city, county, or airport district may apply to the commission annually during the first six months of the year for the allocation of funds for the acquisition and development of airports. The commission may make an allocation to a city, county, or airport district if it determines that the proposed acquisition and development is feasible and in accordance with the policies and standards established by the commission.

No allocation shall be made to a city, county, or airport district unless it has established an airport development fund and has deposited in such fund, for expenditure solely for acquisition and development of airports, a sum at least equal to the allocation which the commission is to make. All amounts received by a city, county, or airport district pursuant to this section shall be deposited in its airport development fund and shall be expended solely for the acquisition and development of airports. No money in such fund shall be expended for operation or maintenance of an airport.

21686. Any city, county, or airport district may pay any part of the money in its special aviation fund or airport development fund to a state college or branch of the University of California located within its boundaries to be expended for the same purposes as the city, county, or airport district may expend such money. Any money paid to a state college or branch of the University of California shall be expended within the city, county, or airport district paying the money."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1111

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1111

Senator Coombs moved that Senate Bill No. 1111 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1111—An act to amend Sections 350 and 399 of the Streets and Highways Code, relating to the adoption of state highway routes.

Bill read second time.

Motion to Amend

Senator Coombs moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3, 4, 5, 6, and 7.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 1299

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1299

Senator Teale moved that Assembly Bill No. 1299 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1299—An act to amend Sections 74302 and 74303 of the Government Code, relating to the municipal court in the Cities of San Carlos and Redwood City.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 3, and insert

"74302. There shall be one clerk who shall receive a salary of five hundred forty-nine dollars ($549) a month, a semiannual increment of thirty-two dollars ($32) and annual increments thereafter of thirty-three dollars ($33), thirty-five dollars ($35) and thirty-seven dollars ($37) to a maximum of six hundred eighty-six dollars ($686) a month.

SEC. 2. Section 74303 of said code is amended to read:

74303. The clerk may appoint:

(a) One chief deputy clerk who shall receive a salary of four hundred thirty-nine dollars ($439) a month, a semiannual increment of twenty-five dollars ($25) and annual increments thereafter of twenty-seven dollars ($27), twenty-eight dollars ($28) and thirty dollars ($30) to a maximum of five hundred forty-nine dollars ($549) a month.

(b) Two deputy clerks, grade III, each of whom shall receive a salary of three hundred seventy-one dollars ($371) a month, a semiannual increment of twenty-one dollars ($21) and annual increments thereafter of twenty-three dollars ($23), twenty-four dollars ($24) and twenty-five dollars ($25) to a maximum of four hundred sixty-four dollars ($464) a month.

(c) Five deputy clerks, grade II, each of whom shall receive a salary of three hundred thirty-two dollars ($332) a month, a semiannual increment of nineteen dollars ($19) and annual increments thereafter of twenty dollars ($20), twenty-one dollars ($21) and twenty three dollars ($23) to a maximum of four hundred fifteen dollars ($415) a month.

(d) Five deputy clerks, grade I, each of whom shall receive a salary of two hundred ninety-seven dollars ($297) a month, a semiannual increment of seventeen dollars ($17) and annual increments thereafter of eighteen dollars ($18), nineteen dollars ($19) and twenty dollars ($20) to a maximum of three hundred seventy-one dollars ($371) a month."

Amendment No. 2

On page 1, strike out lines 4 to 23, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 402

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 402

Senator Holmdahl moved that Assembly Bill No. 402 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 402—An act to repeal Sections 367d and 367e of the Penal Code and to amend Section 502 of the Vehicle Code, all relating to driving a vehicle while under the influence of intoxicating liquor.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "502 of the Vehicle Code", and insert "23102 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 3 to 21, inclusive; and strike out all of page 2, and insert

"SEC. 2. Section 23102 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session is amended to read:

23102. (a) It is unlawful for any person who is under the influence of intoxicating liquor to drive a vehicle [upon any highway]. Any person convicted under

this section shall be punished upon a first conviction by imprisonment in the county jail for not less than 30 days nor more than six months or by fine of not less than two hundred fifty dollars ($250) nor more than five hundred dollars ($500) or by both such fine and imprisonment and upon a second or any subsequent conviction by imprisonment in the county jail for not less than five days nor more than one year and by a fine of not less than two hundred fifty dollars ($250) nor more than one thousand dollars ($1,000). A conviction under this section shall be deemed a second conviction if the person has previously been convicted of a violation of Section 23101 of this code.

(b) Any person convicted of a second or subsequent offense under this section shall not be granted probation by the court, nor shall the court suspend the execution of the sentence imposed upon such person."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Assembly Bill No. 1587—An act to amend Section 30904 of, and to repeal Section 31003 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicles transporting hay.

Request for Unanimous Consent

Senator Regan asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 1587 was passed, continued until the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 787—An act to amend Sections 22162 and 23196 of the Water Code, relating to irrigation districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 924—An act to add Section 1195.1 to the Military and Veterans Code, relating to election of officers in memorial districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 315—An act to amend Section 21126.5 of the Education Code, relating to the officers and employees of the California Maritime Academy.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "21126.5 of the Education Code", and insert "26060 of the Education Code as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 26060 of the Education Code as enacted by the Legislature at its 1959 Regular Session is amended to read:

26060. The State Personnel Board shall establish and adjust the salaries of the superintendent, members of the teaching staff, officers and employees of the California Maritime Academy in the same manner and following the same procedures as in the establishment and adjustment of state civil service salaries. *The State Personnel Board shall establish and adjust the classifications of the superintendent, members of the teaching staff, officers and employees of the California Maritime Academy in the same manner and following the same procedures as in the establishment and adjustment of state civil service classifications.*"

Amendment No. 3

On page 1, strike out lines 2 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 73—An act to add Article 6 (commencing at Section 32500) to Chapter 2, Part 8 of Division 12 of the Water Code, relating to county water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 9, of the printed bill, after "district", insert ", which are contiguous to the territory of the district or which are within the exterior perimeter of the district boundaries,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 479—An act to amend Section 427 of the Streets and Highways Code, relating to Highway Route 127.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 502—An act to add Section 6309 to the Public Resources Code, relating to salvage operations on tide and submerged lands.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 575—An act to amend Section 6214 of the Public Resources Code, relating to fees payable to the State Lands Commission.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 784—An act to amend Section 75081 of the Government Code, relating to the assignment of retired judges.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 793—An act to amend Section 4365 of the Labor Code, relating to workman's compensation for disaster service workers.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 830—An act to add Article 3 (commencing at Section 26525) to Chapter 3 of Division 12 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicle air and vacuum brakes.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 893—An act to amend Sections 68540, 68540.5, and 68541 of, and to add Sections 68547 and 75082 to, the Government Code, relating to judges.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 930—An act to add Sections 72196 and 72197 to the Government Code, relating to traffic commissioners in municipal courts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 391—An act to amend Section 26510, 26511, and 26516.7 of the Health and Safety Code, relating to the manufacturing, importation, and sale of foods.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 338—An act to amend Section 26470 of, and to add Sections 26465, 26466, and 26542.1 to, the Health and Safety Code, relating to foods, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 337—An act to amend Section 26495 of the Health and Safety Code, relating to misbranding of foods.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 2, line 7, of the printed bill, after "beverage", insert "identified by trademark or trade name."

Amendment No. 2

On page 2, line 11, after "citric acid.", strike out "Bear", and insert "Beer".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1080—An act to amend Section 2300 of the Welfare and Institutions Code, relating to boarding homes and institutions for aged persons.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Institutions:

Amendment No. 1

On page 1, line 9, of the printed bill, before "nor", insert "or those persons who by reason of physical or mental infirmities should be supervised by a licensed home or institution,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1082—An act to add Section 2313 to the Welfare and Institutions Code, and to add Section 1423 to the Health and Safety Code, relating to boarding and nursing homes and institutions for aged and infirm persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Institutions:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 1620.7 and".

Amendment No. 2

In line 3 of the title, between "to", and "boarding", insert "the placement of children, aged and infirm persons in".

Amendment No. 3

In lines 3 and 4 of the title, strike out "for aged and infirm persons".

Amendment No. 4

On page 1, before line 1, insert

"SECTION 1. Section 1620.7 is added to the Welfare and Institutions Code, to read:

1620.7. Any person is guilty of a misdemeanor who knowingly places or causes to be placed, or who knowingly directs the placement of, any person in a home or institution not having a valid and currently existing license or permit under this chapter, where a license or permit to house or care for such person is required under this chapter."

Amendment No. 5

On page 1, line 1, strike out "SECTION 1", and insert "SEC. 2".

Amendment No. 6

On page 1, line 3, after "who", insert "knowingly".

Amendment No. 7

On page 1, line 4, after "who", insert "knowingly".

Amendment No. 8

On page 1, line 9, strike out "2", and insert "3".

Amendment No. 9

On page 1, line 11, after "who", insert "knowingly".

Amendment No. 10

On page 1, line 12, after "who", insert "knowingly".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1084—An act to amend Section 2312 of the Welfare and Institutions Code, and to amend Section 1418.5 of the Health and Safety Code, relating to boarding homes and institutions for aged and infirm persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Institutions:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 1629.5 and".

Amendment No. 2

In line 4 of the title, before "for", insert "for children, and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, after line 21, insert

"SEC. 2. Section 1629.5 of the Welfare and Institutions Code is amended to read:

1629.5. The director may bring an action to enjoin the threatened violation, or continued violation of the provisions of this chapter, *including the operation of a home or institution without a license or permit;* or of any of the regulations promulgated under this chapter in the superior court located in the county in which the violation occurred or is about to occur. Any proceeding under the provisions of this section shall conform to the requirements of Chapter 3 of Title 7 of Part 2 of the Code of Civil Procedure, except that the director shall not be required to allege facts necessary to show or tending to show the lack of an adequate remedy at law or to show or tending to show irreparable damage or loss.

At lease 30 days prior to the filing of [the] *a* complaint [in such action] *against a licensee*, the director shall serve the licensee with a written notice specifying each deficiency in the licensed home or institution, and of the violation or continued violation by such home or institution of this chapter or any of the regulations promulgated under this chapter. No restraining order shall be issued in such action."

Amendment No. 4

On page 2, line 1, strike out "2", and insert "3".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1062—An act to add Sections 2300.1, 2300.2, 2300.3, and 2300.4 to, and to amend Section 2301 of, the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 43—An act to add Chapter 5.5 (commencing with Section 13480) to Part 3, Division 3, Title 2 of the Government Code, and to amend Section 11555 of said code, relating to the establishment of an economic development agency in the Department of Finance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 51—An act to amend Section 221 of the Fish and Game Code, relating to powers of the Fish and Game Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 245—An act to amend Section 11200 of, and to add Article 9.1 (commencing at Section 11252) to, and amend and renumber the title of Article 9.6 (commencing at Section 11270) of, Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 476—An act to amend Section 7300 of, and to repeal Sections 7301 and 7309 of, and to add Sections 7301 and 7309 to, the Welfare and Institutions Code, relating to the Langley Porter Neuropsychiatric Institute.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 488—An act to amend Section 16486 of the Government Code, relating to the sale or transfer of bonds by state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 515—An act to add Sections 2020.003, 3084.05, and 4604.5 to, and to repeal Section 4576 of, the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 537—An act to repeal Article 5.5 (commencing at Section 16407) of Chapter 2 of Part 2 of Division 4 of Title 2 of, and to add Section 14275.5 to the Government Code, relating to state public works projects, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 799—An act to amend Section 980 of the Military and Veterans Code, relating to the definition of term "veteran."

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 869—An act to add Sections 20014.4, 20017.4 and 21363.4 to the Government Code, relating to the State Employees' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 897—An act to amend Section 771 of the Insurance Code, relating to insurance in connection with sales and loans.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 913—An act to add Section 4280.2 to the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 74—An act to amend Section 30350 of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of Division 17 of the Streets and Highways Code, relating to reconstruction of the San Mateo-Hayward Bridge, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, as amended in Senate March 24, 1959, strike out "reconstruction of".

Amendment No. 2

In line 4 of the title strike out "Bridge", and insert "and Dumbarton Bridges".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 74

Amendment No. 1

On page 3 of the printed bill, as amended in Senate March 24, 1959, between lines 15 and 16, insert

"30774. As an alternative method of financing, the California Toll Bridge Authority may pay for the costs of the reconstruction and improvement work on the San Mateo-Hayward Bridge or the Dumbarton Bridge, including repayment to the State Highway Fund for funds advanced for studies, from any funds now on hand

or from future revenues of the San Francisco-Oakland Bay Bridge up to and including July 1, 1963, insofar as such funds are determined by the authority to be available after providing for the payment for the work necessary to complete the reconstruction of the San Francisco-Oakland Bay Bridge as authorized by Section 30609. In the event the work is so financed, the authority shall continue to assess, and the department shall collect, tolls on the San Mateo-Hayward and Dumbarton Bridges after the repayment of all bonds secured thereby at rates equal to or in excess of those payable on the San Francisco-Oakland Bay Bridge. All revenues so collected shall be paid into the same fund as revenues of the San Francisco-Oakland Bay Bridge and shall be available for expenditure for the same purposes as the revenues from the San Francisco-Oakland Bay Bridge, including the pledging thereof as security for future issues of revenue bonds that may be authorized by the authority."

Amendment No. 2

On page 3, line 16, strike out "30774", and insert "30775".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 48—An act to amend Sections 26, 951, 953, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Senate April 2, 1959, strike out "4", and insert "3".

Amendment No. 2

On page 2, line 13, strike out "5", and insert "4".

Amendment No. 3

On page 3, line 1, strike out "6", and insert "5".

Amendment No. 4

On page 3, line 10, strike out "7", and insert "6".

Amendment No. 5

On page 3, line 25, strike out "8", and insert "7".

Amendment No. 6

On page 5, line 1, strike out "9", and insert "8".

Amendment No. 7

On page 5, line 12, strike out "10", and insert "9".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1081—An act to amend Section 2303 of the Welfare and Institutions Code, relating to boarding homes and institutions for aged persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Institutions:

Amendment No. 1

On page 1, line 4, of the printed bill, after "expire", strike out the balance of the line, and insert "one year from the date of its issuance and shall be renewed automatically upon application for renewal made pursuant to Section 2304 of this code,

unless notice of non-renewal be given to the licensee at least thirty (30) days prior to the expiration date of said license.

It is further provided that nothing in this section shall be construed to amend, directly or indirectly, Section 2306 of this code."

Amendment No. 2

On page 1, strike out lines 5 and 6.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 814 An act to add Section 1193 to the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 16, 1959, strike out "either".

Amendment No. 2

On page 1, line 4, strike out "or the original contractor".

Amendment No. 3

On page 1, line 10, after "owner", insert "or reputed owner".

Amendment No. 4

On page 1, line 15, strike out "subcontractor or agent, if any," and insert "person".

Amendment No. 5

On page 2, line 14, after "owner", insert "or reputed owner".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 891 An act to add Section 11.5 to the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), relating to the Santa Barbara Flood Control and Water Conservation District, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 908—An act to amend Section 12027 of the Penal Code, relating to concealed carrying of firearms.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 911—An act to amend Section 12076 of the Penal Code, relating to the sale of concealable firearms.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 465—An act to add Section 1202b to the Penal Code, relating to youthful offenders.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 702—An act to add Section 94.5 to the Penal Code, relating to fees and gratuities for performing marriage.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 759—An act to amend Section 200 of the Code of Civil Procedure, relating to persons exempt from liability to act as jurors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 847—An act to amend Section 1871 of the Code of Civil Procedure, relating to compensation of court-appointed medical expert witnesses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 883—An act to amend Section 170 of the Code of Civil Procedure, relating to judicial actions or proceedings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1002—An act to amend Section 12052 of the Penal Code, relating to the issuance of licenses to carry concealed firearms.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1223—An act to amend the heading of Part 4 commencing at Section 1171) of Division 2, and Sections 1171, 1172, 1173, 1174, 1178, 1182, 1183, 1185, 1194, 1195, 1195.5, 1197, 1199 of, and to repeal Sections 1191, 1192, and 1193 of, and to add Sections 1205, 1206 and 1207 to, the Labor Code, relating to minimum wages and other terms of employment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 6, line 31, of the printed bill, as amended in Assembly April 7, 1959, strike out "may", and insert "shall".

Amendment No. 2

On page 6, strike out lines 44 to 46, inclusive, and insert "In computing minimum wages the commission shall make rules and regulations that shall value meals, lodging and other facilities for inclusion."

Amendments read, and adopted.

Bill ordered printed, and re-refererd to Committee on Rules.

Assembly Bill No. 676—An act to add Section 1711 to the Streets and Highways Code, relating to agreements between cities and counties for street construction, repair or maintenance.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 833—An act to amend Section 2804 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation, and Majority Protest Act of 1931.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 870—An act to amend Section 2206 of the Health and Safety Code, relating to mosquito abatement districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 873—An act to amend Section 2312 of the Health and Safety Code, relating to the withdrawal of mosquito abatement funds.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 874—An act to amend Sections 2248 and 2851 of the Health and Safety Code, relating to the compensation and expenses of mosquito and pest abatement district board members.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1196—An act to amend Sections 4703, 4704, 4705, 4706, 4707, 4708, 4709, 4710, 4711, and 4713 of, and to add Sections 4702.5 and 4713.5 to, the Revenue and Taxation Code, relating to the distribution of property tax levies and assessments.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 154—An act to add Section 25100.5 to the Government Code, relating to the clerk of the board of supervisors in counties of over 2,000,000 population.

Bill read second time, and ordered to third reading.

Assembly Bill No. 368—An act to add Section 906.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to legal counsel for school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 527—An act to add Chapter 5 (commencing at Section 31585) to Part 6 of Division 12 of the Water Code, relating to county water districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 655—An act to repeal Sections 2001, 2002, 2003, 2004, 2005, 2007, 2008, 2009, and 2010 of, to amend Sections 1851 and 2021 of, and to add Section 2001 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district organization.

Bill read second time, and ordered to third reading.

Assembly Bill No. 896—An act to amend Section 28104 of the Government Code, relating to compensation for public service in counties of the fourth class.

Bill read second time, and ordered to third reading.

Assembly Bill No. 58—An act to convey certain tide and submerged lands to the City of Mill Valley, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 3, line 12, of the printed bill, strike out "county", and insert "city".

Amendment No. 2

On page 3, in line 14, strike out "county", and insert "city".

Amendment No. 3

On page 3, in line 15, strike out "county", and insert "city".

Amendments read, and adopted.
Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1287—An act to amend Section 54955 of the Government Code, relating to meetings of legislative bodies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly March 19, 1959, strike out lines 13 and 14; and in line 15, strike out "then a", and insert "special meetings. A".

Amendment read, and adopted.
Bill ordered printed, and to third reading.

Assembly Bill No. 1480—An act to amend Section 13002 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to travel expenses of school district employees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 and 8, and insert "board. The board may authorize an advance of funds to cover such necessary traveling expense. Such advance shall be repaid or adjusted upon filing of a regular claim for the actual and necessary traveling expenses incurred. The governing board may direct any".

Amendment read, and adopted.
Bill ordered printed, and to third reading.

Assembly Bill No. 1481—An act to amend Section 992 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the powers and duties of governing boards of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 5, of the printed bill, before "activities", insert "educational".

Amendment read, and adopted.
Bill ordered printed, and to third reading.

Assembly Bill No. 675—An act to add Section 4121.1 to the Health and Safety Code, relating to garbage disposal districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "otherwise", and insert "other circumstances which would be detrimental to the public health, safety or welfare of the inhabitants of the district".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 59—An act to convey certain tide and submerged lands to the County of Marin, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 60—An act to convey certain tide and submerged lands to the County of Sonoma, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof, and to repeal Chapter 1406 of the Statutes of 1951.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 630—An act to convey certain tide and submerged lands to the City of San Leandro, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 992—An act to add Sections 4008.2, 4008.3, and 4008.4 to the Business and Professions Code, relating to pharmacy.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1101—An act to add Chapter 14 (commencing at Section 21951) to Division 10 of the Education Code, and to add Chapter 4 (commencing at Section 30101) to Division 21 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to testing of students attending private secondary schools, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1116—An act to amend Sections 7493, 7660, 7670, 7675, 7852, 7916, 8126, 8128, 8147, 8148, 8149, 8191, 8307 and the heading of Article 4 (commencing at Section 7916) of Chapter 6 of Part 2 of Division 2 of the Revenue and Taxation Code, to repeal Article 5 (commencing at Section 7751) of Chapter 5 of Part 2 of Division 2 and Section 7981 of said code, and to add thereto Sections 7676, 7711.5, 8149.5 and 8404 and Articles 1.5 (commencing at Section 7861) and 2.5 (commencing at Section 7881) to Chapter 6 of Part 2 of Division 2 of said code, all relating to the motor vehicle fuel license tax.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1286—An act conveying certain tidelands and lands lying under inland navigable water situate in the Bay of San Diego to the City of Chula Vista in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, the construction and maintenance of improvements thereon, and the disposition and expenditure of revenue therefrom, and reserving rights to the State and repealing Chapter 120 of the Statutes of 1925, Chapter 1847 of the Statutes of 1947 and Chapter 593 of the Statutes of 1953.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1329—An act to amend Section 6209 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the instruction of blind adults.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1631—An act to amend Sections 24360.3 and 24367.11 of the Health and Safety Code, relating to the Bay Area Air Pollution Control District.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1963—An act to add Sections 12403, 12404, and 12405 to the Health and Safety Code, relating to explosives.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 49—An act to add Sections 322, 323, 12519, 22414, 31401, 31402, 31403, 31404, 31405, 31406 and 31407 to, and to amend Section 31400 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to farm labor vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 614—An act to amend Section 11005 of, and to add Section 11005.6 to, the Revenue and Taxation Code, relating to allocations to counties from the Motor Vehicle License Fee Fund.

Bill read second time, and ordered to third reading.

Assembly Bill No. 57—An act to amend Section 8 of the Corporations Code, to add Section 11 to the Code of Civil Procedure, to amend Section 31 of the Education Code as enacted by the Legislature at the 1959 Regular Session, to amend Section 8 of the Financial Code, to amend Section 8 of the Labor Code, to add Section 5 to the Probate Code, to amend Section 8 of the Public Utilities Code, to amend Section 10 of the Vehicle Code, and to add Section 29 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the use of certified mail.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 843—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1687—An act to amend Sections 2808, 3357, 3718, 3795, 4104.5, 4105.2, 4106, 4150, 4217, 4803, and 4834.5 of the Revenue

and Taxation Code, and to repeal Sections 568 and 4152 thereof, relating to property taxation.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 536—An act to repeal Chapter 22 (commencing at Section 7920) of Division 3 of the Education Code, and Chapter 7 (commencing at Section 19351) of Division 14 of the Education Code as proposed by Senate Bill No. 2, relating to the School Bond Retirement Fund.

Motion to Retain Place on File

Senator Collier moved that Senate Bill No. 536 be passed on file and retain its place.

Motion carried.

Senate Bill No. 306—An act to add Section 31408.5 to the Water Code, relating to county water districts.

Motion to Retain Place on File

Senator Collier moved that Senate Bill No. 306 be passed on file and retain its place.

Motion carried.

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Motion to Retain Place on File

Senator Farr moved that Senate Bill No. 926 be passed on file and retain its place.

Motion carried.

Senate Bill No. 38—An act to amend Section 73561 of the Government Code, relating to the number of judges in the municipal court in the district embracing the Cities of Carmel and Monterey.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Rodda, Short, Slattery, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 795—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Motion to Re-refer Senate Bill No. 795

Senator Dolwig moved that Senate Bill No. 795 be re-referred to Committee on Local Government.

Motion carried.

Senate Concurrent Resolution No. 61—Relative to approving certain amendments to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for

and ratified by the qualified electors of said city at a special municipal election held therein on the twenty-first day of April, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Slattery, Stiern, and Thompson—23.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 831—An act to amend Section 405 of, and to add Section 12520 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to the issuance of junior permits for the operation of motor-driven cycles.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Collier moved a call of the Senate.

Motion carried. Time 11.45 a.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Motion to Retain Place on File

Senator Montgomery moved that Assembly Bill No. 286 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 1160—An act to add Article 8.5 (commencing with Section 58250) to Chapter 1 of Division 1 of Title 6 of the Government Code, relating to withdrawal of territory annexed to a city.

Motion to Retain Place on File

Senator Montgomery moved that Assembly Bill No. 1160 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 700—An act to add Sections 20710, 20894, and 20896 to the Business and Professions Code, relating to petroleum products.

Motion to Retain Place on File

Senator Rattigan moved that Assembly Bill No. 700 be passed on file and retain its place.

Motion carried.

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of Article II thereof, relating to the right to vote.

Motion to Retain Place on File

Senator Cobey moved that Assembly Constitutional Amendment No. 5 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 734—An act to amend Section 3352 of the Labor Code and to repeal Chapter 9 (commencing at Section 4250) of Part 1 of Division 4 of the Labor Code, relating to workmen's compensation.

Motion to Retain Place on File

Senator Fisher moved that Assembly Bill No. 734 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 1275—An act to amend Section 459.2 of the Vehicle Code, and to amend Section 21106 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to establishment of crosswalks by local authorities.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Montgomery, O'Sullivan, Rattigan, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 470—An act to amend Section 7049 of the Business and Professions Code, relating to contractors.

Motion to Re-refer Assembly Bill No. 470

Senator McCarthy moved that Assembly Bill No. 470 be re-referred to Committee on Business and Professions.

Motion carried.

Assembly Bill No. 1317—An act to amend Sections 14004, 14406 and 14502 of the Financial Code, relating to credit unions.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McCarthy, Montgomery, O'Sullivan, Rattigan, Rodda, Short, Slattery, and Williams—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1014—An act to amend Section 19574.5 of the Government Code, relating to leave of absence for state civil service employee while charges are investigated.

Bill read third time, and presented by Senator Coombs.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Rodda, Short, Slattery, Stiern, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 11.58 a.m., on motion of Senator Collier, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 831 refused passage by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Collier, Coombs, Dolwig, Gibson, Johnson, McCarthy, Montgomery, Slattery, and Stiern—14.
NOES—Senators Beard, Cameron, Cobey, Dilworth, Donnelly, Farr, Fisher, Hollister, Holmdahl, O'Sullivan, Rattigan, Rodda, Short, Thompson, and Williams—15.

Motion to Reconsider

Senator Collier moved to reconsider the vote whereby Senate Bill No. 831 was refused passage.

Postponement of Reconsideration

On motion of Senator Collier, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 831 was refused passage, was continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSENT CALENDAR OF SENATE BILLS

Senate Resolution No. 73

Relating to the adoption of state highway routes

WHEREAS, The communities of Bryte, Broderick and West Sacramento are interconnected socially, commercially, and industrially; and

WHEREAS, The communities of Bryte and Broderick are bisected and separated from West Sacramento by the Southern Pacific and Sacramento Northern Railways, a fact causing considerable inconvenience and economic loss; and

WHEREAS, The means of access across these railways is limited to a few streets which are inadequate to handle the vehicle traffic load of the area; and

WHEREAS, The lack of grade separations has created a dangerous situation, resulting in a loss of life and property; and

WHEREAS, The lack of grade separations has resulted in long delays to firefighting and law enforcement vehicles which are stopped by freight trains; now, therefore, be it

Resolved by the Senate of the State of California, That the Department of Public Works is hereby directed to study the best additional routes whereby the communities of Bryte and Broderick may be connected to West Sacramento, to study the most feasible methods of constructing grade separations at such points in Bryte and Broderick as will best further the interests of the traveling public, and to report its findings and recommendations to the Legislature at the 1960 Regular Session; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the Department of Public Works.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Senate Bill No. 302—An act to amend Section 10826 of the Fish and Game Code, relating to Game Refuge 1-J.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1906—An act to repeal Section 10710 of the Fish and Game Code, relating to razor clams.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 845—An act to add Section 8283 to the Fish and Game Code, relating to crabs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 690—An act to amend Section 6731 of the Business and Professions Code, relating to the practice of engineering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Stiern:

SENATE CHAMBER, April 29, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the

Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1328—An act to add Sections 20004.5, 20004.6, 20031.5, 20031.6, 20124.5, 20497, 20498, 20601.5, 20989, 21251.14, 22153, 22213, and 22550.5 to, to amend Section 22009.1 of, and to repeal Part 3.5 (commencing at Section 21600) of Division 5, Title 2, of the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR STIERN

Recommendation of Committee on Rules

SENATE CHAMBER, April 30, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Stiern:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 1328.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

By Senator Dilworth:

Article IV, Section 2, of the Constitution was declared suspended.

The following resolution was offered:

Senate Resolution No. 104

Relating to the Idyllwild Bear Festival

RESOLUTIONS

WHEREAS, A most significant period in California's history is that of its existence as the Bear Flag Republic in 1846; and

WHEREAS, The first flag of this republic carried as a symbol a picture of the California Grizzly Bear; and

WHEREAS, *Ursus californicus* (the California Grizzly Bear) not only adorned the first flag of California, but has since become the symbol of our great State, appearing on the Great Seal of this State, and has been traditionally used by many great institutions of California as their symbol, including the University of California; and

WHEREAS, Chapter 1140 of the Statutes of 1953 declared the State Animal of California to be the California Grizzly Bear; and

WHEREAS, The Idyllwild Chamber of Commerce has for the past three years annually celebrated the Idyllwild Bear Festival at which proper recognition and acclaim is given to this magnificent symbol of California's greatness; now, therefore, be it

Resolved by the Senate of the State of California, That the Idyllwild Chamber of Commerce and all other contributors to the Idyllwild Bear Festival are commended for their initiative and enterprise in annually commemorating the State Animal of California at the Idyllwild Bear Festival; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit a suitably prepared copy of this resolution to the Idyllwild Chamber of Commerce.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1366: By Senator Rodda—An act relating to a study to be made of the foundation programs of the public schools.

Referred to Committee on Education.

Senate Bill No. 1367: By Senator Rodda—An act relating to a study to be made of the foundation programs of the public schools, and making an appropriation.

Referred to Committee on Education.

Senate Bill No. 1368: By Senator Dolwig (Co-authored by Assemblyman Britschgi)—An act to create a flood control district to be called "San Mateo County Flood Control District" to provide for the control of flood and storm waters and for the protection of watercourses, watersheds, harbors, public highways, life and property in said district from damage or destruction from such waters and to save and conserve all or any of such waters for beneficial use in said district; to provide for the dividing of said district into zones; to authorize the incurring of indebtedness and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district within said district and in the respective zones thereof, and providing certain limitations on assessments, bonded indebtedness and expenditures with respect to the district and the respective zones thereof; and to define the powers of said district, including the right of the district to sue and be sued, and the powers and duties of the officers thereof; to provide for the government, management and control of said district; to provide for the construction of works, the acquisition of property by the district, and other things necessary to carry out the purposes of this act.

Referred to Committee on Local Government.

Senate Bill No. 1369: By Senator Burns—An act authorizing the Director of Finance to sell property belonging to the State in Fresno County, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1370: By Senator O'Sullivan—An act to amend Section 20751 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to maximum tax rates of school districts.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1371: By Senator Dolwig—An act to add Chapter 2.5 (commencing with Section 55892) to Part 5, Division 16 of the Water Code, relating to county waterworks districts.

Referred to Committee on Water Resources.

Senate Bill No. 1372: By Senator Cobey—An act to amend Section 20600.5 of the Government Code, relating to state employees' retirement law.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1373: By Senator Beard (Co-authored by Assemblymen House and Masterson)—An act to add Section 25658.1 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1374: By Senator Shaw—An act to amend Section 100.25 of the Streets and Highways Code, relating to agreements between local authorities and the Department of Public Works for highway improvements.

Referred to Committee on Transportation.

Senate Bill No. 1375: By Senator Murdy—An act to add Part 9.1 (commencing at Section 33200) to Division 12 of the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Senate Bill No. 1376: By Senator Rodda—An act to amend Section 28108 of the Government Code, relating to compensation for public services in the counties of eighth class.

Referred to Committee on Local Government.

Senate Concurrent Resolution No. 64: By Senator Cobey—Relative to hearing officers in the Division of Administrative Procedure.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

CALIFORNIA LEGISLATURE, SENATE, April 30, 1959

Hon. Glenn M. Anderson
President of the Senate
Senate Chamber, State Capitol

DEAR SIR: The Senate Legislative Representation Committee has met and is herewith submitting a progress report for consideration of the Members of the Senate.

The committee requests that this progress report be appropriately inserted in the Senate Daily Journal.

Respectfully submitted,

HUGO FISHER, Chairman
STANLEY ARNOLD, Vice Chairman
JOHN A. MURDY
DONALD L. GRUNSKY
JAMES J. McBRIDE

PROGRESS REPORT OF THE SPECIAL SENATE COMMITTEE ON LEGISLATIVE REPRESENTATION

This committe, pursuant to the duties with which it is charged by the Standing Rules of the Senate and Section 9909 of the Government Code, has reviewed the statements, letters of authorization, and monthly reports of the persons hereinafter named, and unless good cause to the contrary is shown, each of the persons named in this report are entitled to have this committee granted to him a Certificate of Registration as Legislative Advocate. Accordingly, not less than five days after the filing of this report, unless in the meantime good cause for not doing so appears, your committee will grant Certificates of Registration as Legislative Advocate to the following named persons:

Anderson, Alan G., Sutter Club, Sacramento
Municipal License Tax Association
Anderson, Virgil P., Senator Hotel, Sacramento
California State Automobile Association

Baldwin, Norman D., 312 Crocker-Anglo Bank Bldg., Sacramento
Licensed Vocational Nurses League of California
Bartlett, Richard C., 10216 Pangborn Ave., Downey
California School Employees Assoc.
Beekman, John A., 4961 E. Katella, Los Alamitos
Los Alamitos Race Course
Bennett, H. B., 306 Adeline St., Oakland
W. T. Rawleigh Co.
Betzenderfer, Mrs. L. Barbara, 283 El Divisadero Ave., Walnut Creek
American Association of University Women
Bills, Mrs. Esther A., Senator Hotel, Sacramento
California State Association of Journeyman Barbers, Hairdressers, Cosmetologists, Masseurs & Proprietors
Bowler, Edwin Thomas, Senator Hotel, Sacramento
Los Angeles Metropolitan Transit Authority
Brennan, Raymond L., Senator Hotel, Sacramento
Interment Association of California
Bruns, Walter E., El Mirador Hotel, Sacramento
Bank of America N. T. & S. A.
Burrow, Trev A., Senator Hotel, Sacramento
California Association of Insurance Agents
Butler, Monroe, 550 South Flower St., L. A. 17
The Superior Oil Company
Artists Managers Guild
Caples, R. A., 2525 Stockton Blvd., Sacramento
State Building & Construction Trades Council
Building & Construction Trades Council, Sacto. & Yolo Counties
Carr, James K., 2101 K Street, Sacramento
Sacramento Municipal Utility District
Cheshire, Harry V., Jr., Senator Hotel, Sacramento
Interinsurance Exchange of the Automobile Club of So. Calif.
Clews, Bruce, Senator Hotel, Sacramento
Automobile Dealers Association of California, Inc.
Cohn, Robert H., El Mirador Hotel, Sacramento
West Coast Shows, Inc.
Conner, Elbert S., Sutter Club, Sacramento
Society of California Accountants
Conners, James M., Rm. 200, 989 Market St., San Francisco
Board of Trade of San Francisco
Craig, Edward, Senator Hotel, Sacramento
Pacific Lighting Gas Supply Company
Dallimore, Howard S., 601 California Ave., Bakersfield
Kern County Employees Association
League of County Employees Associations, Inc.
Davis, Byron H., Regis Hotel, Sacramento
Brotherhood of Railway Carmen of America
Deavers, Bryan P., El Mirador Hotel, Sacramento
State Building & Construction Trades Council of Calif.
Diamond, Noel A., 1735 Yosemite Blvd., Modesto
Central Valley Milk Marketing Association

Dinkelspiel, John Walton, 405 Montgomery St., San Francisco
California State Sheriff's Association
Dinkelspiel, Martin J., 405 Montgomery St., San Francisco
California State Sheriff's Association
Dinkelspiel, Richard C., 405 Montgomery St., San Francisco
California State Sheriff's Association
Dunn, Gordon G., 735 Industrial Way, San Carlos
Engineering and Grading Contractors Association
Eagleton, C. M., P. O. Box 346, Williams
Highway Business League
Eberhard, Ray C., Senator Hotel, Sacramento
California Municipal Utilities Association
Eklund, Nils O., Jr., Sutter Club, Sacramento
Kaiser Industries Corporation
Willys Motors, Inc.
Willys Sales Corporation
Henry J. Kaiser Company
Foothill Electric Corporation
Kaiser Aluminum & Chemical Corporation
Permanente Cement Co.
Kaiser Gypsum Company
Permanente Trucking
Henry J. Kaiser Construction Co.
Kaiser Steel Corp.
Iron Queen Mining Co.
Permanente Steamship Corp.
Kaiser Foundation Health Plan, Inc.
Kaiser Aluminum & Chemical Sales, Inc.
Eldred, Judge Richard C., Senator Hotel, Sacramento
Judges, Marshals & Constables Assoc. of California
Ellis, William, Californian Hotel, Sacramento
Railroad Brotherhoods California Legislative Board
Feiten, Fred C., Senator Hotel, Sacramento
California Motel Association
Fensel, Alden C., 350 Bush St., San Francisco
California State Chamber of Commerce
Fillerup, O. W., Senator Hotel, Sacramento
California Trucking Association, Inc.
Finell, Marvin, 118 S. Beverly Dr., Beverly Hills
California Association of Chiropodists, Inc.
Fischer, Fred H., 257 S. Spring St., Rm. 540, Los Angeles 12
Credit Union Employees Association
FitzSimmons, Edward R., El Mirador Hotel, Sacramento
General Petroleum Corporation
Foran, John Francis, Senator Hotel, Sacramento
Farmers Underwriters Association
Foster, Sydney H., 9809 MacArthur Blvd., Oakland 5
First National Spirit of Freedom Crusade
Gilchrist, John Parker, Park Mansions Apartments, Sacramento
Salmon Unlimited
Frozen Desserts Co.

Gilliss, William E., Senator Hotel, Sacramento
California Association of Timber Truckers
American Institute of Architects, California Council
Central Valley Thoroughbred Breeders Committee
Chiropractic Institute of California
Griggs, Roscoe W., 1109 Ninth St., Sacramento
Western Union Telegraph Company
Groezinger, Leland B., Senator Hotel, Sacramento
American Mutual Alliance
California Co. Mutual Insurance Association
Life Insurance Association of America
Occidental Life Insurance Company
Pacific Mutual Life Insurance Company
The Sperry & Hutchinson Company
Hammett, F. G., 1109 Ninth St., Sacramento
Western Union Telegraph Company
Hanson, Donald E., 235 Broadway, San Diego 1
San Diego Transit System
Harley, James A., P. O. Box 222, Martinez
League of County Employee Associations, Inc.
Harris, Homer A., 704 Market Court, Los Angeles 21
Associated Produce Dealers & Brokers of Los Angeles
Henderson, Willon A., El Mirador Hotel, Sacramento
General Petroleum Corporation
Henry, Donald K., 1320 N St., Rm. 206, Sacramento
California State Federation of Teachers
Hislop, John K., 350 Bush St., San Francisco
California State Chamber of Commerce
Jackson, Edward N., 703 Market St., San Francisco 3
California Association of Collectors, Inc.
Johnson, Richard, Jr., 1400 10th St., Sacramento
Agricultural Council of California
Johnson, Roberta, Senator Hotel, Sacramento
Fed-Mart Corporation
Kanelos, Mrs. Rena M., 2523 Broadway, Sacramento
Capitol City Automobile Dealers Association, Inc.
Independent Auto Dealers Council of California
Keaton, Morgan, Senator Hotel, Sacramento
California Racing Information Association
Farmers and Merchants Council, Inc.
Kessler, Howard E., Senator Hotel, Sacramento
California Trucking Associations, Inc.
Kingren, Gibson, 368 42d St., Oakland 9
Kaiser Foundation Health Plan, Inc.
Klaus, Arnold, 499 W. Broadway, San Diego
San Diego Chamber of Commerce
Knight, T. F., Jr., Forum Building, Sacramento
California Manufacturers Association
Lane, James Michael, 2131 University Ave., Berkeley 4
Corporation Unemployment Tax Service
Lefors, A. O., Rm. 1301, 926 J Building, Sacramento
California Taxpayers' Association

Levecke, J. Neil, El Mirador Hotel, Sacramento,
Public Finance Company
Lindsay, Francis C., P. O. Box 457, Loomis
California Water Association
Lynch, John K., Senator Hotel, Sacramento
LaSalle Extension University
Lyon, Leroy E., Jr., 11th & L Bldg., Sacramento
California Railroad Association
MacDougall, William R., 500 Elks Bldg., Sacramento
County Supervisors Association of California
McFarland, John P., Senator Hotel, Sacramento
Industrial Indemnity Company
State Farm Insurance Company
Firemens Fund Insurance Company
National Association of Consumer Organizations
McNeil, Duncan J., Senator Hotel, Sacramento
City of Los Angeles
Mack, J. D., 1331 T Street, Sacramento
Associated Plumbing Contractors of California
Mendel, Warren R., 735 Industrial Way, San Carlos
Engineering and Grading Contractors Association, Inc.
Miller, Howard E., 821 S. Pacific Avenue, San Pedro
California Fisheries Council
Moran, R. J., Senator Hotel, Sacramento
American League of Consulting & Applied Psychologists
Morgan, Leroy H., 317 South New Avenue, Monterey Park
Citizens Committee for Home Rule
Mullin, Jack W., Kaiser Building, Oakland
Kaiser Foundation Health Plan, Inc.
Kaiser Aluminum & Chemical Corporation
Kaiser Industries Corporation
Willys Motors, Inc.
Kaiser Steel Corporation
Henry J. Kaiser Company
Permanente Cement Company
Murphy, Thomas M., Senator Hotel or El Mirador Hotel, Sacramento
Western Airlines, Inc.
Park, Edward P., Mansion Inn, Sacramento
State Building & Construction Trades Council of California
Phillips, Lloyd A., 11th & L Bldg., Sacramento
California Railroad Association
Pontius, H. Jackson, 117 W. 9th St., Los Angeles 15
California Real Estate Association
Russell, Benjamin O., Hall of Records, Martinez
Contra Costa County Employees Associations
Samsel, E. L., 151 W. Mission Street, San Jose
California Association of Dairy & Milk Sanitarians
Sargent, Arthur M., 681 Market St., San Francisco 5
California Society of Certified Public Accountants

Scaramella, E. L., P. O. Box 3180, Fresno
Danish Creamery Association
Challenge Cream and Butter Association
Schumacher, Thomas C., 1325 15th St., Sacramento
California Osteopathic Association
California Osteopathic Hospital Association
Sherwood, Clyde C., 1400 10th St., Sacramento
California Cattlemens Association
Shults, Albert J., El Mirador Hotel, Sacramento
Standard Oil Company
Smith, Dave, El Mirador Hotel, Sacramento
Los Angeles Motor Car Dealers Association
Smith, Russell, El Mirador Hotel, Sacramento
Los Angeles Motor Car Dealers Association
Motor Car Dealers Association of Southern California
Staley, Edwin J., 693 Sutter Street, San Francisco
California Association for Health, Physical Education and Recreation
Stetson, Earl T., 2423 Magnolia Street, Oakland
Furst-McNess Company
Strathman, S. H., 415 Wilshire Bldg., Fullerton
California Equipment Dealers Association
Stucker, Dale E., c o Western Greyhound Lines, 7th & L, Sacramento
The Greyhound Corporation
Taber, Lloyd W., 2165 56th Avenue, Sacramento
Southern California Thrift and Loan
Taylor, Maxime, 655 Sutter St., San Francisco 2
A-1 Nurses Registry
Thurn, Robert S., 927 10th St., Sacramento
Southern California Marine Association
Todd, A. Ruric, El Mirador Hotel, Sacramento
Pacific Gas & Electric Company
Vanderlip, Loran C., 350 Bush St., San Francisco
California State Chamber of Commerce
Vollmayer, Karl A., Senator Hotel, Sacramento
California Library Association
Wilding, Charles H., Forum Building, Sacramento
California Manufacturers Association
Youngberg, J. C., El Rancho Hotel, Sacramento
Stone and Youngberg
Blackman, E. O., 1022 E. Garvey, Monterey Park
California Dump Truck Owners Association
Boyd, S. Charles, El Mirador Hotel, Sacramento
Santa Clara County Farm Bureau
Callaghan, John, 1307 Teneight Way, Sacramento
California Forest Protective Association
Corson, E. O., 1011 Heinz Avenue, Berkeley 10
Agricultural Pest Control Association, Inc.
Davis, J. Allen, Senator Hotel, Sacramento
Automobile Club of Southern California
Interinsurance Exchange of the Automobile Club of Southern California

Garland, Gordon H., Senator Hotel, Sacramento
Salyer Land Co.
Peoples Ditch Co.
Last Chance Water Ditch Co.
Lemoore Canal and Irrigation Co.
Gilman, Don E., 530 West 6th Street, Los Angeles 14
Kelco Company
Kadoyama, Mitsuru, 4334 MacArthur Blvd., Oakland
California Life Insurance Company
Keesling, Francis V., Jr., 605 Market Street, San Francisco 5
West Coast Life Insurance Co.
Knorp, Albert F., 4871 Alta Drive, Sacramento
Roadside Business Association
Kronick, Stanley W., 926 J Building, Sacramento
Placer County Water Agency
Mitchell, Donald A., Forum Bldg., Sacramento
California Chiropractic Association
Moskovitz, Adolph, 926 J Building, Sacramento
Placer County Water Agency
Nielsen, Erwin C., 57 E. Santa Clara St., San Jose
Northern California Mortgage Brokers Association
Olshen, A. C., 605 Market St., San Francisco 5
West Coast Life Insurance Company
Redwine, Kent H., El Mirador Hotel, Sacramento
Hollywood Radio and Television Institute
Smith, Fred C., 1320 N St., Apt. 202, Sacramento
Federated Fire Fighters of California
Smith, H. A., P. O. Box 2437 Terminal Annex, Los Angeles
Standard Oil of California
Sweigert, William Thomas, Jr., 616 I St., Sacramento
California Association of Public School Business Officials
Swain, Roy M., O.D., 926 J Building, Sacramento
California Optometric Association
Sweeney, William R., 700 Forum Building, Sacramento
Industrial Catering and Mobile Lunch Service Association
Taylor, Waller, II, 523 W. Sixth St., Los Angeles 14
American Express Company
Volk, Robert H., 523 W. Sixth St., Los Angeles 14
American Express Company
Wilhelm, R. Ken, 1092 N. First St., San Jose
Santa Clara County Farm Bureau

ADJOURNMENT

At 12.17 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, May 4, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-EIGHTH LEGISLATIVE DAY

EIGHTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, May 4, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, as we seek to be good legislators, grant us to always remember that "thrice armed is he who hath his quarrel just." As we face daily the requests that come to us and the pressures that are sometimes brazenly or subtly applied, give us wisdom to discover what is right, and courage to act accordingly; that we may build an enduring society of justice for all. AMEN.

PLEDGE OF ALLEGIANCE

Senator Holmdahl led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator McBride, on motion of Senator Burns, due to illness.

Senator Shaw, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George King, Mrs. Martha Simmons, Mrs. Laverne Tramontini, Mrs. Florence Hughes, Mrs. Mabel Toepfer, and the following seventh and eighth

grade students from Westport Union Elementary School in Modesto: Seventh grade: Allen Beck, Judy Rae Birchard, Wade Bozarth, Sarah Brown, Edwin Brush, Dennis Clark, Jerry Cope, Joanne Costa, Wayne Dias, Linda Garber, Billy Gomes, Leon Hawkins, Arvie Lairson, Sharon Lozensky, Robert Luper, Joe Moreland, Ignacio Musino, Pauline Novarro, Carolyn Passalaqua, Geraldine Presson, Mike Priest, Sheri Red, Larry Souza, Joanna Veenstra, Hank Verburg, Eddie Wagoner, and Joanne Walker; Eighth grade: Richard Alameda, Ronald Buckingham, Jack Burrows, Daryll Clark, George Cope, Ronald Genasci, John Gomes, Danny Jones, Henry Jordan, James Pappas, Frank Senseney, Ivan Simar, Larry Starr, Glen Walker, Dixie Brown, Patricia Costa, Gloria Gomes, Dolores Ignacio, Beverly Jones, Shirley Kilgore, Luevennia Kinnard, Sharon Pedro, Iris Pope, Jackie Relvas, Shirley Roberts, Sandra Rudel, Lila Sparks, and Neva Wolf.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Herbert Russ and children, Patsy and Jimmy Russ, of Ferndale.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ronald E. Little, Mrs. Basil Clark, Mrs. Lauro J. Ferreira, Jr., Mrs. Morris Moody, Mrs. O. J. Olinger, and the following students from Natomas Union School: Merridee Christophel, Dennis Clark, David Ferreira, Becky Fleury, Jennie Gomez, Pamela Harrison, Jo Ann Kalmbach, Gay Ann Machado, Robert Moody, Bucky Novak, Jimmy Olinger, Allan Perano, Aloma Phegley, Richard Silva, Alvin Souza, Cynthia Vincent, Glenn Whaley, and Larry Yuki.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Steve Scharf, Richard Calkins, Walter Baird, Steve George, and Bob Marino of Cupertino; Mr. and Mrs. Joseph Bruner of San Jose; Mrs. Gordon Davis of Stanford; and Mrs. Marian Mansfield of Sacramento.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John S. Watson, President of the State Board of Agriculture, of Cotati. Also, Mr. Ben Heck of Santa Rosa.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert L. Spaulding, principal, Mr. Ralph Betteher, bus driver, and the following students from Hopland Elementary School: Robert Ashurst, Charles Brown, Pat Gwin, Dolores Hardin, Dolores Hiatt, Judy Proctor, Betsy Simmons, Betty Spelbring, Harriet Latham, Tom Latham, Dianna Binns, Dora Pratt, Jimmie Ponzio, Wendell McCarn, Alfredo Knight, Tony De Marcantonio, Joan Babcock, Tomi Jo Goates, Rose Sprague, Tammy Betteher, Bonnie Duncan, Janet Straight, Wanda Hill, Karen Tappin and Carol Salerno.

On the request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William White, Mr. Richard Caffery, Mr. Walter G. Jebe, Mr. Charles McCrady, Mr. John Managhan, Mr. and Mrs. Thomas S. Page, Robert Mahan, and Admiral I. E. McMilliar.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Andrew Lococo and Mrs. Marjorie Lococo, of Hawthorne; and William Best, Richard Cartright, and Mrs. Janet Stephens, all of Los Angeles.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

Joint Letter of Transmittal, Senate Concurrent Resolution No. 33

THE UNIVERSITY OF CALIFORNIA
BERKELEY 4, CALIFORNIA, April 27, 1959

Hon. Glenn M. Anderson
President of the Senate
Hon. Ralph M. Brown
Speaker of the Assembly

We have the honor to present herewith plans and budgets required for basic research and field studies, dealing with all phases of mining and the mineral industries, prepared by the State Division of Mines of the State Department of Natural Resources and the University of California, as required by Senate Concurrent Resolution No. 33.

These reports outline the plans for conducting research and field studies on mineral utilization, beneficiation of ores, commodity research, petrographic and mineralogic research, mining methods, mines and mine problems, co-ordination and dissemination of information relating to the mineral industry of California, the creation of devices and methods for locating new ore bodies, the devising of cheaper and better methods of concentrating ores, the finding of new uses for presently unused minerals found in California, and plans for basic and applied research in geology, geochemistry, geophysics, mining and mineral production, beneficiation, extraction, utilization and technical economic analyses of these processes as they apply to upland and offshore mineral resources.

Attached also are separate letters from the University of California and the Department of Natural Resources which express the objectives and viewpoints of the University and the State Division of Mines.

Respectfully submitted,

CLARK KERR
President, University of California
DEWITT NELSON
Director, Department of Natural Resources

cc: Senator Randolph Collier
Senator Stanley Arnold
Senator Edwin J. Regan
Senator Charles Brown

Letter of Transmittal, Senate Concurrent Resolution No. 33

THE UNIVERSITY OF CALIFORNIA
BERKELEY 4, CALIFORNIA, April 27, 1959

Hon. Glenn Anderson
President of the Senate
Hon. Ralph M. Brown
Speaker of the Assembly

The University of California recognizes the importance of mineral production as a source of new wealth to the State. The university can best serve the needs of the State through a program of basic research, co-ordinated with the training of graduate students in the field of mineral sciences. Before the latent mineral wealth of the State can be exploited, a substantial amount of basic research on the properties of minerals and on the methods of separating them will have to be done. Furthermore, one of the main functions of the university will be to supply mineral engineers with advanced training in scientific principles and technological methods who will be able to cope with the increasingly more difficult problems of extracting the mineral wealth from the earth. The university will thus co-ordinate basic research and graduate training in the mineral industry field, for the ultimate benefit of the State.

To implement this research program it is believed that an Institute of Minerals Research should be established at Berkeley, since the university's center of instruction and research in this field is located on that campus. If and when such an institute is established, a statewide committee would be appointed to assure intercampus co-operation in this area by making the facilities of the institute available to all qualified staff members within the university regardless of campus.

The university has been requested by the Governor to defer the funding of many of its urgent items for the academic year 1959-1960. Therefore, while recognizing the great importance of research in the field of mineral science, the funding of this should take priority behind many of the urgent items that have already been deferred.

Respectfully submitted,

CLARK KERR
President, University of California

cc: Senator Randolph Collier
Senator Stanley Arnold
Senator Edwin J. Regan
Senator Charles Brown

Letter of Transmittal, Senate Concurrent Resolution No. 33

DEPARTMENT OF NATURAL RESOURCES

To the Honorable
President of the Senate
Speaker of the Assembly

California's population has been growing at a tremendous rate in the past several years. Industrial development has kept pace by drawing heavily and increasingly on the State's resources of raw mineral materials, currently being produced at the rate of 1½ billion dollars each year. If California is to maintain its expanding economy, exploration and development of its mineral resources must be accelerated. The Division of Mines has been able materially to assist the mineral industries by providing complete, authoritative information service, by mapping rock formations, mineral deposits, and mines, and by publishing reports which have been instrumental in the discovery of new deposits and in new and better utilization of known resources.

An expanded program of research and field studies on mineral utilization, beneficiation of ores, geologic mapping, mineral commodities, petrography and mineralogy, mining methods and mine problems is essential to maintain the effectiveness of the Division of Mines. The greatest immediate needs of the division are the modernization of its laboratory facilities and field equipment, and the addition of a few highly trained, specialized, technical personnel.

The five year research budget, comprising the major part of this report, is the culmination of four years of study of this problem, and is a revision of the budget presented in March, 1959, in response to Senate Concurrent Resolution No. 84 of the 1957 Legislature. The first year of the proposed budget was presented as a "program change" in the 1959-60 budget proposal, but was relegated to the "B" budget and thus did not receive legislative consideration. The budget herewith is the urgently-needed minimum that is necessary to modernize the division's now antiquated laboratory facilities; to provide requisite specialized personnel; to enhance the minerals research program; and to maintain a high level information service--all being required for the furtherance of California's mineral industry.

DEWITT NELSON
Director, Department of Natural Resources
IAN CAMPBELL
Chief, Division of Mines

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
SACRAMENTO, May 1, 1959

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: I have the honor to transmit herewith for the information of the California State Senate a copy of the report of the Department of Water Resources entitled, "State Water Right Applications for Unappropriated Water, Assignments Thereof, Reservations for the Counties of Origin, and Other Related Matters," dated January, 1959. This report includes matters pertinent to applications filed by the State of California pursuant to Part 2, Division 6 of the Water Code.

Sincerely,

HARVEY O. BANKS, Director

SONORA, CALIFORNIA, May 4, 1959

Hon. Stephen P. Teale
State Capitol, Sacramento

DEAR SENATOR TEALE: The following information goes forward to you by way of supplementing a prior conversation concerning the matter of the alleged overpayment due from Edgar A. Minners to the State Employees' Retirement System.

Mr. Minners, as you know, formerly received benefits from the State Employees' Retirement System by virtue of his retired status with the State Forest Service. As you are further aware, Mr. Minners later was elected to the office of Constable in the First Judicial District in the County of Tuolumne, and as a result of this latter employment has allegedly received payments from the State Employees' Retirement System to which he was not entitled.

I would summarize the important facets of this problem as follows:

(1) Mr. E. A. Minners retired from the California State Forest Service on September 12, 1953, and received his first payments from the State Employees' Retirement System beginning October 1, 1953.

(2) Mr. Minners was elected to the position as Constable of the First Judicial District, County of Tuolumne, during the year 1954 and took office on January 3, 1955.

(3) Prior to his candidacy, however, and between the dates of April 1, 1954, and April 5, 1954, Mr. Minners consulted with Mr. T. R. Vilas, the then District Attorney of the County of Tuolumne, concerning the effect, if any, which his election to the office of constable might have on his retirement benefits. I have personally discussed this matter with Mr. Vilas, and he informs me that he in turn consulted with the Attorney General's Office between the dates last noted and was advised by that office that Mr. Minners election and subsequent service as constable would have no effect on his retirement benefits.

(4) During the early part of 1956 the County of Tuolumne made known to the State Employees' Retirement System its desire to have its employees included within the system. Following the usual preliminaries a contract was signed by the State Employees' Retirement System and the County of Tuolumne Board of Supervisors on August 1, 1956, whereby the County of Tuolumne contracted to participate in said retirement system from and after September 1, 1956.

(5) During the early part of 1956 and at the time that the County of Tuolumne notified its employees of this intention to enter into a contract with the retirement system, Mr. Minners contacted the County Clerk's Office of the County of Tuolumne. At this time he was told by the local county clerk's office that the proposed contract would have no effect on his benefits received from the retirement system as a retired employee of the State Forest Service for the reason that he was an elected official and would therefore not be eligible under the contract which the County of Tuolumne proposed to conclude with the retirement system.

(6) The County of Tuolumne having signed its contract with the State Employees' Retirement System, as noted in No. 4 above, this contract was immediately brought under fire by means of a taxpayers' suit for declaratory relief brought in the Superior Court of the County of Tuolumne.

At the time this suit was filed a preliminary restraining order was obtained by the attorney for the taxpayers which prohibited both the county and the State Employees' Retirement System from paying over any moneys provided for under the contract.

(7) After usual proceedings decision was rendered in the superior court relative to the noted taxpayers' suit upholding the validity of the contract. This judgment was signed and filed on July 2, 1957.

(8) Immediately thereafter appeal was taken from the noted judgment to the Third District Court of Appeals. After due consideration decision was rendered on appeal on October 29, 1958, said decision again upholding the validity of the contract. It should be realized that until this point the status of the contract in question was in doubt.

(9) On January 30, 1959, Mr. Minners was first made aware that there might be some question as to the payments which he had received from the State Employees' Retirement System. This notice came by virtue of a letter bearing date of January 30, 1959, from Mr. Edward K. Coombs, assistant executive officer of the State Employees' Retirement System. In this letter Mr Coombs himself apparently did not know the exact status of this matter and advised that an Attorney General's opinion was being requested. He further stated that until this opinion was received that further retirement warrants to Mr. Minners would be withheld.

The matter stands as noted at the present time except for the fact that I have been informally advised that the Attorney General's Office and the Retirement System now take the position that Mr. Minners has been overpaid in the sum of approximately $7,800.

I believe you will agree that Mr. Minners has attempted to obtain all possible information concerning the validity of his acceptance of retirement benefits and that as a layman he is not at all at fault in view of the complexity of the issues involved. His present financial situation is quite desperate and any action undertaken by you and your colleagues will be sincerely appreciated.

Very truly yours,

HARDIN AND GORGAS
By E. L. GORGAS

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 488
Assembly Bill No. 954

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 4, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 583
Assembly Bill No. 1003
Assembly Bill No. 1361
Assembly Bill No. 359
Assembly Bill No. 643

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 18
Senate Bill No. 57
Senate Bill No. 78
Senate Bill No. 79
Senate Bill No. 108
Senate Bill No. 136
Senate Bill No. 141
Senate Bill No. 174
Senate Bill No. 188
Senate Bill No. 230
Senate Bill No. 282
Senate Bill No. 286
Senate Bill No. 343
Senate Bill No. 359
Senate Bill No. 450
Senate Bill No. 456
Senate Bill No. 521
Senate Bill No. 570
Senate Bill No. 581
Senate Bill No. 590
Senate Bill No. 592
Senate Bill No. 593
Senate Bill No. 599
Senate Bill No. 797
Senate Bill No. 834
Senate Bill No. 837

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 4, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 612

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, May 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 27
Senate Concurrent Resolution No. 53
Senate Concurrent Resolution No. 54
Senate Concurrent Resolution No. 55
Senate Joint Resolution No. 15

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, May 4, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 58

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, May 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 105
Senate Bill No. 272
Senate Bill No. 284
Senate Bill No. 332
Senate Bill No. 558
Senate Bill No. 568
Senate Bill No. 676

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 116

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 116—Relative to the anniversary of the Cinco de Mayo.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 116, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 116

Assembly Concurrent Resolution No. 116—Relative to the anniversary of the Cinco de Mayo.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 4, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 846
Assembly Bill No. 1259
Assembly Bill No. 1502
Assembly Bill No. 1702
Assembly Bill No. 1733
Assembly Bill No. 1803
Assembly Bill No. 1871
Assembly Bill No. 1883
Assembly Bill No. 1922
Assembly Bill No. 1935
Assembly Bill No. 1936
Assembly Bill No. 1937
Assembly Bill No. 1938
Assembly Bill No. 1940
Assembly Bill No. 1941
Assembly Bill No. 1942
Assembly Bill No. 1943
Assembly Bill No. 1945
Assembly Bill No. 1946
Assembly Bill No. 1947
Assembly Bill No. 1948
Assembly Bill No. 1949
Assembly Bill No. 1950
Assembly Bill No. 1951
Assembly Bill No. 1952
Assembly Bill No. 1953
Assembly Bill No. 1954
Assembly Bill No. 1955
Assembly Bill No. 1973
Assembly Bill No. 2128
Assembly Bill No. 2146
Assembly Bill No. 2184
Assembly Bill No. 2228
Assembly Bill No. 2661

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 846—An act to amend Section 4.4 of, and to add Section 2.14 to, the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547 of the Statutes of 1957), relating to charter service.

Referred to Committee on Public Utilities.

Assembly Bill No. 1259—An act to add Section 3864 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Assembly Bill No. 1502—An act to amend Section 373 of the Elections Code, relating to indexes of registrations of voters.

Referred to Committee on Elections.

Assembly Bill No. 1702—An act to amend Section 34312 of the Government Code, relating to the boundaries of new cities.

Referred to Committee on Local Government.

Assembly Bill No. 1733—An act to add Section 69749.2 to the Government Code, relating to sessions of the superior court, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 1803—An act to amend Section 18661 of the Financial Code, relating to industrial loan companies.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1871—An act to amend Section 3075 of the Penal Code, relating to the county board of parole commissioners.

Referred to Committee on Judiciary.

Assembly Bill No. 1883—An act to amend Section 72757 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 1922—An act to amend Section 8373 of the Fish and Game Code, relating to sale of fish.

Referred to Committee on Fish and Game.

Assembly Bill No. 1935—An act to add Sections 2.1 and 2.2 to Chapter 124 of the Statutes of 1955, relating to proceedings of the California Olympic Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1936—An act to add Sections 1325 and 1326 to the Fish and Game Code, relating to proceedings of the Wildlife Conservation Board.

Referred to Committee on Fish and Game.

Assembly Bill No. 1937—An act to add Sections 1710 and 1711 to the Harbors and Navigation Code, relating to proceedings of the San Francisco Port Authority.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1938—An act to add Sections 3.11 and 3.12 to Chapter 1508 of the Statutes of 1947, relating to proceedings of the San Francisco World Trade Center Authority.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1940—An act to add Sections 21217 and 21218 to the Public Utilities Code, relating to proceedings of the California Aeronautics Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1941—An act to amend Section 16480.1 of the Government Code, relating to proceedings of the Pooled Money Investment Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1942—An act to amend Section 20023 of, and to add Section 20034 to, the Water Code, relating to proceedings of the California Districts Securities Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1943—An act to add Sections 9065.1 and 9065.2 to the Public Resources Code, relating to proceedings of the State Soil Conservation Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1945—An act to add Sections 731 and 732 to the Fish and Game Code, relating to proceedings of the Marine Research Committee.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1946—An act to add Sections 8609 and 8610 to the Public Resources Code, relating to proceedings of the Recreation Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1947—An act to add Sections 13007 and 13008 to the Water Code, relating to proceedings of the State Water Pollution Control Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1948—An act to add Sections 31007 and 31008 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the Western Interstate Commission for Higher Education.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1949—An act to add Sections 14106 and 14107 to the Fish and Game Code, relating to proceedings of the Pacific Marine Fisheries Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1950—An act to add Sections 65020.1, and 65020.2 to the Government Code, relating to proceedings of the Local Planning Advisory Committee.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1951—An act to add Sections 2604 and 2605 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the Reciprocity Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1952—An act to add Sections 5863 and 5864 to the Public Resources Code, relating to proceedings of the Small Craft Harbors Commission.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1953—An act to add Sections 3804 and 3805 to the Harbors and Navigation Code, relating to proceedings of the Board of Harbor Commissioners for Humboldt Bay.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1954—An act to amend Section 4364 of the Public Resources Code, relating to proceedings of the advisory committee on reforestation methods and procedures.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1955—An act to add Sections 26007 and 26008 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the Board of Governors of the California Maritime Academy.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1973—An act to amend Section 172b of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2128—An act to amend Section 11619 of the Health and Safety Code, relating to forfeiture of vehicles for narcotics violations.

Referred to Committee on Judiciary.

Assembly Bill No. 2146—An act to amend Section 15151 of the Health and Safety Code, relating to housing.

Referred to Committee on Local Government.

Assembly Bill No. 2184—An act to repeal Section 323 of the Military and Veterans Code, relating to allowances for uniforms.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 2228—An act to amend Section 7059 of the Welfare and Institutions Code, relating to defective or psychopathic delinquents.

Referred to Committee on Judiciary.

Assembly Bill No. 2661—An act making an appropriation to pay the expenses of Members of the Assembly, to take effect immediately.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passd:

Assembly Bill No. 923
Assembly Bill No. 1040
Assembly Bill No. 1166
Assembly Bill No. 1179
Assembly Bill No. 1557
Assembly Bill No. 1571
Assembly Bill No. 1753
Assembly Bill No. 1859
Assembly Bill No. 1872
Assembly Bill No. 1956
Assembly Bill No. 1976
Assembly Bill No. 2012
Assembly Bill No. 2019
Assembly Bill No. 2054
Assembly Bill No. 2086
Assembly Bill No. 2099
Assembly Bill No. 2121
Assembly Bill No. 2122
Assembly Bill No. 2177
Assembly Bill No. 2205
Assembly Bill No. 2206
Assembly Bill No. 2236

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 923—An act to amend Sections 35120 and 35121 of the Government Code, relating to annexation procedure.

Referred to Committee on Local Government.

Assembly Bill No. 1040—An act to amend Section 6010 of the Revenue and Taxation Code, relating to sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1166—An act to amend Section 19 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 First Extraordinary Session), relating to annexation of land to the Vallejo Sanitation and Flood Control District, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 1179—An act to add Sections 10084, 10085, 10140.5, 10143.5, 10144, 10512.5, 10514.5, and 10514.7 to, and to amend Sections 10131, 10132, 10134, 10140, 10501, 10502, 10506, and 10512 of, the Business and Professions Code, relating to the Real Estate Commissioner and the business of assisting persons in filing applications for lands owned by the State or Federal Government, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Business and Professions.

Assembly Bill No. 1557—An act to add Article 13.5 (commencing at Section 73840) to Chapter 10, Division 8 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 1571—An act to amend Section 21365.5 of the Government Code, relating to benefits payable on the death of a member eligible to retire under the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1753—An act to repeal Chapter 2 (commencing at Section 4659), Chapter 8 (commencing at Section 5500), Chapter 9 (commencing at Section 5700), and Chapter 10 (commencing at Section 5900) of Part 3, Division 5 of the Health and Safety Code, relating to sewer and sanitation districts.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1859—An act to amend Section 1176 of the Insurance Code, relating to mortgage loan investments.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1872—An act to add Section 108 to the Water Code, relating to development of the water resources of the State.

Referred to Committee on Water Resources.

Assembly Bill No. 1956—An act to amend Sections 1719, 1724, 1751, and 1887 of the Insurance Code, relating to insurance licenses.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1976—An act to add Section 32300.2 to, and to amend Sections 32303, 32304, and 32312 of, the Health and Safety Code, relating to local hospital districts.

Referred to Committee on Local Government.

Assembly Bill No. 2012—An act to amend Sections 16053, 16082, 16456, and 16457 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to vehicle financial responsibility laws.

Referred to Committee on Transportation.

Assembly Bill No. 2019—An act to add Section 14804.1 to the Financial Code, relating to credit unions.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2054—An act to add Chapter 6 (commencing with Section 12550) to Title 2, Part 4, of the Penal Code, relating to firearms.

Referred to Committee on Judiciary.

Assembly Bill No. 2086—An act to add Section 24008 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to modification of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2099—An act to amend Section 21662 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to mountain driving.

Referred to Committee on Transportation.

Assembly Bill No. 2121—An act to amend Sections 21457 and 21802 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to flashing red signals.

Referred to Committee on Transportation.

Assembly Bill No. 2122—An act to add Section 22520 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the stopping of vehicles on freeways.

Referred to Committee on Transportation.

Assembly Bill No. 2177—An act to amend Sections 16401, 16404, and 16406 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to sale of personal property of school districts.

Referred to Committee on Local Government.

Assembly Bill No. 2205—An act to amend Section 22502 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to parking.

Referred to Committee on Transportation.

Assembly Bill No. 2206—An act to amend Section 555 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to sidewalks.

Referred to Committee on Transportation.

Assembly Bill No. 2236—An act to amend Section 3800 of the Fish and Game Code, relating to nonprotected birds.

Referred to Committee on Fish and Game.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 88
Assembly Concurrent Resolution No. 112
Assembly Concurrent Resolution No. 113

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 88—Relative to higher education.

Referred to Committee on Education.

Assembly Concurrent Resolution No. 112—Approving six certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the seventh day of April, 1959.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 112, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 112

Assembly Concurrent Resolution No. 112—Approving six certain amendments to the charter of the City of Los Angeles, a municipal corporation, in the County of Los Angeles, State of California, voted for and ratified by the electors of said city at a general municipal election held therein on the seventh day of April, 1959.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 113—Relative to the appointment of a music committee.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 30, 1959

MR. PRESIDENT: I am directed in inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 121

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 121—Approving charter amendments to the charter of the City of Inglewood, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the fourteenth day of April, 1959.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 121, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 121

Assembly Concurrent Resolution No. 121—Approving charter amendments to the charter of the City of Inglewood, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the fourteenth day of April, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senators Dolwig, Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams:

Senate Resolution No. 105

Relative to the birth of Regina McCarthy

WHEREAS, the Members of the Senate of the State of California were delighted to learn of the birth, on April 17, 1959, of Regina McCarthy; and

WHEREAS, Regina is to be commended upon her wise and sagacious decision to bless the family of our distinguished colleague Senator John F. McCarthy and his devoted wife Ursula Marie McCarthy by her arrival; and

WHEREAS, To welcome her she is fortunate to have such fine brothers as Sean, Paul, Robert, Brian, and Christopher and a lovely sister Sharon; and

WHEREAS, That the birth of Regina may be properly recorded and that she may always know of the interest of the Members of the Senate of the State of California in her welfare; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate do hereby extend greetings and best wishes for a useful and happy life to Regina McCarthy and express to her proud parents the most sincere and hearty congratulations upon her safe arrival; and be it further

Resolved, That the Secretary of the Senate is directed to prepare and transmit suitably prepared copies of this resolution to Regina McCarthy and to Senator and Mrs. John F. McCarthy.

Resolution read, and unanimously adopted on motion of Senator Dolwig.

By Senator Rodda:

Senate Resolution No. 106

Relative to the retirement of O. H. Close

WHEREAS, O. H. Close, of Sacramento, retired as a member of the Youth Authority Board on December 31, 1958; and

WHEREAS, Mr. Close was first appointed to the Youth Authority Board, immediately after its creation in 1941, serving as the first chairman of the board from January 23, 1942, to September 14, 1945, and serving continuously as a member of the board until his retirement, having twice been reappointed by Governor Warren and once by Governor Knight; and

WHEREAS, It has been said of O. H. Close that he has been one of the real pioneers in developing youth correctional programs and that his courageous action in doing away with the whipping post at the Preston School of Industry lead the way toward the development of the present humane approach to corrections throughout California; and

WHEREAS, Mr. Close, a graduate of Stanford University, was principal of the San Juan Union High School from 1914 to 1920, except during one year in which he served in the Army during World War I; and

WHEREAS, In 1920 O. H. Close was named superintendent of the Preston School of Industry at Ione, holding that position until 1945 when he began his full-time career with the Youth Authority Board; and

WHEREAS, Mr. Close has served, as a member of the State Board of Corrections since 1944, as president of the National Conference of Juvenile Agencies in 1940,

as president of the Western Probation and Patrol Association in 1957, and as chairman of the Deliquency Prevention Section of the Commonwealth Club of San Francisco; and

WHEREAS, Mr. Close is active in many civic, religious, and fraternal organizations including the Boy Scouts of America, the Lincoln Christian Center, the California Junior Museum, the Sacramento Youth Employment Organization, the Westminster Presbyterian Church, the downtown Sacramento Kiwanis Club, the Masonic Lodge and the York Rite bodies and the Ben Ali Shrine in Sacramento; now, therefore, be it

Resolved by the Senate of the State of California, That this body commends Mr. O. H. Close for his outstanding and significant contributions to the State and particularly to the welfare of youth; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mr. O. H. Close.

Resolution read, and unanimously adopted on motion of Senator Rodda.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, April 27, 1959; Tuesday, April 28, 1959; Wednesday, April 29, 1959; Thursday, April 30, 1959; and Friday, May 1, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 132—An act to amend Section 5093 of the Business and Professions Code, and to amend Section 5083 of the Business and Professions Code as proposed by Senate Bill No. 104, relating to accountantcy;

Senate Bill No. 177—An act to add Division 19 (commencing at Section 70000) to the Water Code, relating to levee districts;

Senate Bill No. 567—An act to add Section 2192.1 to the Revenue and Taxation Code, relating to the effect of tax;

Senate Bill No. 685—An act to amend Sections 2619, 2705.5 and 2922 of the Revenue and Taxation Code, relating to the delinquent dates of taxes on property;

Senate Bill No. 760—An act to add Section 50022.9 to the Government Code, relating to the adoption of ordinances by cities;

And reports that the same have been correctly enrolled, and presented to the Governor on the first day of May, 1959, at 12 noon.

BURNS, Chairman

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 43
Senate Bill No. 51
Senate Bill No. 245
Senate Bill No. 338
Senate Bill No. 391
Senate Bill No. 465
Senate Bill No. 476
Senate Bill No. 479
Senate Bill No. 488
Senate Bill No. 502
Senate Bill No. 515
Senate Bill No. 537
Senate Bill No. 702
Senate Bill No. 759
Senate Bill No. 787
Senate Bill No. 793
Senate Bill No. 799
Senate Bill No. 830
Senate Bill No. 847
Senate Bill No. 869
Senate Bill No. 883
Senate Bill No. 891
Senate Bill No. 893
Senate Bill No. 897
Senate Bill No. 908
Senate Bill No. 911
Senate Bill No. 913
Senate Bill No. 924
Senate Bill No. 930
Senate Bill No. 1002
Senate Bill No. 1062
Senate Concurrent Resolution No. 59

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 48
Senate Bill No. 315

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 73
Senate Bill No. 74
Senate Bill No. 337
Senate Bill No. 814
Senate Bill No. 1080
Senate Bill No. 1081
Senate Bill No. 1082
Senate Bill No. 1084

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Natural Resources

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Bill No. 720

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

Committee membership 11; absent 3.

BERRY, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 1022

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1127
Assembly Bill No. 1377
Assembly Bill No. 1643
Assembly Bill No. 1781

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

BYRNE, Chairman

Above reported bills ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Joint Resolution No. 16

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and to Consent Calendar.

WILLIAMS, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 961
Senate Bill No. 1049
Senate Bill No. 1105
Senate Bill No. 1048
Senate Constitutional Amendment No. 18

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

Above reported bills ordered to second reading.
Above reported resolution ordered to second reading.

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 959
Assembly Bill No. 1242

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1916

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1401

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1436

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 664
Senate Bill No. 55

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to appropriate interim committee.

Committee membership 11.

DILWORTH, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Judiciary

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 890

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 731

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 142

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Governmental Efficiency.

BROWN, Vice Chairman

Above reported bill re-referred to Committee on Governmental Efficiency.

Committee on Public Utilities

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 369
Senate Bill No. 857

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

SHORT, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 750

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee:

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 750

Senator Dilworth moved that Senate Bill No. 750 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 750—An act to add Sections 13837, 13838, 14256, 14257, 14258, 14259, and 14260 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the providing of survivor allowances in the State Teachers' Retirement System.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "14257,".

Amendment No. 2

On page 1, line 5, strike out "Sections", and insert "Section".

Amendment No. 3

On page 1, line 5, strike out "and 14257".

Amendment No. 4

On page 3, strike out lines 36 to 51, inclusive; and on page 4, strike out lines 1 and 2.

Amendment No. 5

On page 4, line 3, strike out "SEC. 5.", and insert "SEC. 4."

Amendment No. 6

On page 4, line 4, strike out "Sections", and insert "Section".

Amendment No. 7

On page 4, line 5, strike out "and 14257".

Amendment No. 8

On page 4, line 18, strike out "and 14257,".

Amendment No. 9

On page 4, line 19, strike out "Retirement Annuity", and insert "Permanent".

Amendment No. 10

On page 4, line 21, strike out "or retired person".

Amendment No. 11

On page 4, line 28, strike out "SEC. 6.", and insert "SEC. 5."

Amendment No. 12

On page 4, line 39, strike out "SEC. 7.", and insert "SEC. 6."

Amendment No. 13

On page 4, line 49, strike out "person who at the time such"; strike out all of lines 50 and 51; and on page 5, line 1, strike out "14257", and insert "surviving spouse who was married to the retired person at least one year prior to retirement, or such person's child who is under age 18 and who, if adopted, was adopted at least one year prior to retirement, or such person's dependent parent".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 923

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 923

Senator Farr moved that Senate Bill No. 923 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 923—An act to repeal Sections 863, 864, 865, and 866 of, and to add Sections 863, 864, 865, 866, and 866.5 to, and to amend Sections 867 and 868 of, the Welfare and Institutions Code, relating to reimbursement of counties for their cost of care and maintenance of juvenile court wards.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate April 29, 1959, strike out line 17, and insert

"SEC. 8. Section 868 of said code is amended to read:

868. For the purpose of handling the reimbursement and other payments provided for in this chapter, the probation officer *or other county officer designated by the board of supervisors of the county* shall keep suitable books and accounts and shall give and keep suitable receipts and vouchers. If he keeps such funds in a bank, the bank shall be designated by the judge of the court. The auditor of the county shall audit such books and accounts annually in the month of January and shall make a report thereon to the judge of the court and to the supervisors of the county prior to the thirty-first day of the month of January."

Amendment No. 2

On page 3, strike out lines 18 to 27, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 50
Senate Bill No. 345

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 50

Senator Farr moved that Senate Bill No. 50 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 50—An act to add Section 18c to the Penal Code, relating to the death penalty.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 5, inclusive, and insert

18c. (a) No death penalty shall be imposed by any court, or be inflicted, upon any person in this State for a period of eight years after the effective date of this section, for any offense of which he is convicted during said eight years."

Amendment No. 2

On page 1, line 9, strike out "subject to the restric-"; and strike out lines 10 to 14, inclusive, and insert "without possibility of parole."

Amendment No. 3

On page 1, strike out lines 17 to 19, inclusive and insert "life imprisonment without possibility of parole and the other being life imprisonment with possibility of parole, it shall be".

Amendment No. 4

On page 1, line 21, after the period, insert "The penalty of life imprisonment without possibility of parole shall be reserved for cases where it appears to the

jury, or to the judge, if the trial is without a jury, from the evidence presented, that the physical and mental condition of defendant are such that he will not benefit from rehabilitative treatment."

Amendment No. 5

On page 1, between lines 21 and 22, insert

"(d) This section does not apply to the murder of a peace officer committed to prevent his performance of his duties.

"(e) This section does not apply to (1) any person who has previously been convicted of murder, or (2) any person who, while undergoing a sentence in an institution under the jurisdiction of the Department of Corrections or while undergoing lawful imprisonment in any county or city jail, industrial farm or road camp, or other local adult detention facility, murders any person."

Amendment No. 6

On page 1, strike out lines 22 to 24, inclusive; and on page 2, strike out lines 1 to 11, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 345

Senator Grunsky moved that Senate Bill No. 345 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 345—An act to add Section 1250a to the Code of Civil Procedure, relating to offers of purchase in eminent domain.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 12, inclusive, and insert

"1250a. Any person negotiating for the purchase of real property, or any interest therein, for public use shall inform the person or persons with whom he negotiates at the commencement of the negotiations in writing of the limitations on his authority, if any, to bind the public agency for whom he is negotiating to any agreement of purchase and, if any offer made by him must be approved by others, he shall also inform such person of that fact."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 485

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE BILL NO. 485

Senator Gibson moved that Senate Bill No. 485 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 485—An act to amend Section 16302.1 of, and to repeal Section 13145 of, the Government Code, relating to the disposition of overpayments of taxes, fees, and other revenues collected by state agencies.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 8, 1959, after "Code", insert "and to amend Sections 19052, 19053, 19053.9, 26072, and 26073 of the Revenue and Taxation Code,".

Amendment No. 2

On page 1, line 9, strike out "five dollars ($5)", and insert "three dollars ($3)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2, after line 15, insert

"SEC. 3. Section 19052 of the Revenue and Taxation Code is amended to read:

19052. *(a)* No credit or refund *exceeding one hundred dollars ($100)* shall be allowed or made until approved by the State Board of Control.

(b) If the Franchise Tax Board determines that an amount not exceeding one hundred dollars ($100) was not required to be paid under this part, the Franchise Tax Board without obtaining the approval of the State Board of Control may credit the amount on any amounts then due and payable under this part from the taxpayers by whom the amount was paid and may refund the balance to the taxpayer or his successors, administrators, or executors.

SEC. 4. Section 19053 of the said code is amended to read:

19053. No credit or refund shall be allowed or made after four years from the last day prescribed for filing the return or after one year from the date of the overpayment, whichever period expires the later, unless before the expiration of the period a claim therefor is filed by the taxpayer, or unless before the expiration of [the] *such* period the Franchise Tax Board *allows a credit or makes a refund where the overpayment does not exceed one hundred dollars ($100), or if the overpayment exceeds one hundred dollars ($100)* certifies [the] *such* overpayment to the State Board of Control for approval of the refunding or the crediting thereof.

SEC. 5. Section 19053.9 of the said code is amended to read:

19053.9. Notwithstanding any statute of limitations provided in this part, any overpayment due a taxpayer for any year which results from a transfer of items of income or deductions or both to or from another year for the same taxpayer, or for the same year for a related taxpayer described in Section 18691.1, shall be allowed as an offset in computing any deficiency in tax for any other year resulting from the transfer of such income or deductions or both, but no refund shall be allowed unless *the Franchise Tax Board has allowed a credit or made a refund where the overpayment does not exceed one hundred dollars ($100), or where the overpayment exceeds one hundred dollars ($100).* [the] *such* overpayment is certified to the State Board of Control, or a claim for refund is filed within the time otherwise provided for in this part.

The offset provided herein, however, shall not be allowed after the expiration of seven years from the due date of the return on which the overpayment is determined.

SEC. 6. Section 26072 of said code is amended to read:

26072. *(a)* No credit or refund *exceeding one hundred dollars ($100)* shall be allowed or made until approved by the State Board of Control.

(b) If the Franchise Tax Board determines that an amount not exceeding one hundred dollars ($100) was not required to be paid under this part, the Franchise Tax Board without obtaining the approval of the State Board of Control may credit the amount on any amounts then due and payable under this part from the taxpayer by whom the amount was paid and may refund the balance to the taxpayer, or its successors and assigns.

SEC. 7. Section 26073 of said code is amended to read:

26073. No such credit or refund shall be allowed or made after four years from the last day prescribed for filing the return or after one year from the date of the overpayment, whichever period expires the later, unless before the expiration of such period a claim therefor is filed by the taxpayer, or unless before the expiration of such period the Franchise Tax Board *allowed a credit or made a refund where the overpayment does not exceed one hundred dollars ($100), or if the amount exceeds one hundred dollars ($100)* has certified [the] *such* overpayment to the State Board of Control for approval of the refunding or the crediting thereof."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 1068

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1068

Senator Holmdahl moved that Assembly Bill No. 1068 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1068—An act to add Section 279 to the Penal Code, relating to the offense of detaining or concealing a child from the person entitled to custody.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Assembly March 18, 1959, after "child", insert ", outside the State of California,".

Amendment No. 2

On page 1, line 15, strike out "if the", and strike out line 16 and insert a period.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 1131
Senate Bill No. 1257
Senate Bill No. 644

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 1131

Senator Murdy moved that Senate Bill No. 1131 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1131—An act to add Section 19b to the Drainage District Act of 1903 (Chapter 291, Statutes of 1903) relating to the election of district officers.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 19b to the Drainage District Act of 1903", and insert "Sections 35098 and 35099 to Article 1 of Chapter 2 of Part 4 of Division 13 of the Water Code,".

Amendment No. 2

In line 2 of the title, strike out "Chapter 291, Statutes of 1903)".

Amendment No. 3

In line 3 of the title, after "officers", insert "in California water districts".

Amendment No. 4

On page 1, strike out lines 1 to 22, inclusive; and on page 2, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 35098 is added to Article 1 of Chapter 2 of Part 4 of Division 13 of the Water Code, to read:

35098. Not less than 30 days before an election for directors or a director, as provided in this division, any 10 or more electors in the district may file with the secretary of the board of directors a petition nominating a candidate for director or as many candidates as there are directors to be elected; provided, that if the directors are to be elected by divisions, any five electors of a division may file with the secretary such a petition nominating a candidate for director for that division. The secretary shall prepare for the election a ballot in substantially the form prescribed by law for use at elections of county officers and shall print thereon the names of the candidates nominated as herein provided, and no others, but there shall be sufficient blank spaces left on the ballot in which electors may write other names as candidates for the respective offices to be filled, if they so desire.

SEC. 2. Section 35099 is added to Article 1 of Chapter 2 of Part 4 of Division 13 of said code, to read:

35099. If on the thirtieth day prior to the day fixed for the district election, only one person has been nominated for any elective office to be filled at that election, or no one has been nominated for such office, and if a petition signed by 5 percent of the qualified electors in the district, requesting that the district election be held, has not been presented to the board of directors of the district, said board of directors shall by resolution entered in their minutes order that an election shall not be held for such office in which only one person has been nominated or in which no one has been nominated, and shall immediately request that the board of supervisors of the county in which the district, or a greater portion thereof, is situated, at a regular or special meeting held prior to the day fixed for the election, appoint, and the board of supervisors shall thereupon appoint to such office or offices wherein only one person has been nominated the person or persons, if any, who have been nominated. If no person has been nominated for any office, the board of supervisors shall appoint any qualified person to the office prior to the date when the election would have been held. The person appointed shall qualify and take office and serve exactly as if elected at a district election for such office. In such instances notices shall be posted in three public places in the district at least 10 days before the date fixed for the election, which notices shall state that no election is to be held for such office and that the board of supervisors will appoint, or has appointed, the

elective officers to serve for the ensuing term for such office, and the notice specified by Section 35002 need not be given.

If more than one person has been nominated for any office, an election shall be held for such office and notice given as provided in Section 35002."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 1257

Senator Murdy moved that Senate Bill No. 1257 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1257—An act to amend Section 1 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to the Orange County Water District.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 6, line 48, of the printed bill, after "Meridian", strike out the semicolon.

Amendment No. 2

On page 8, line 13, strike out "erly," and insert "erly and".

Amendment No. 3

On page 9, line 39, strike out "miles", and insert "mile".

Amendment No. 4

On page 13, line 8, delete the semicolon and insert a comma.

Amendment No. 5

On page 14, line 45, strike out "name", and insert "named".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 644

Senator Cobey moved that Senate Bill No. 644 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 644—An act to add Chapter 2.6 (commencing at Section 24375) to Division 20 of the Health and Safety Code, creating the San Joaquin Valley Air Pollution Control District, setting forth its organization, powers, and duties, all relating to the control of air pollution.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 2, after line 49, of the printed bill, insert

"Article 1.5. City Selection Committees

24375.11. There shall be a separate and distinct city selection committee for each county in the district. The membership of such committees shall consist of the mayor of each city within such county, or, where there is no mayor, the chairman or the president of the city council. A majority of the members of each city selection committee shall constitute a quorum.

24375.12. The city selection committee of each county shall meet on October 28, 1959, at 10 a.m. in the chambers of the board of supervisors of such county for the purpose of making the first appointment to the district board as prescribed in Section 24375.15. The committee of each county shall thereafter meet on the second Monday in May of each even-numbered year, at 10 a.m. in the chambers of the board of supervisors of such county, for the purpose of making succeeding appointments to the district board as prescribed in Section 24375.16. At least two weeks prior to the date of each meeting the county clerk of each county shall give notice of such meeting to each member of the city selection committee of such county. The meeting of the city selection committee of each county shall be conducted in the presence of the county clerk of such county who shall act as the recording officer for the meeting. It shall be the duty of the county clerk to notify in writing the board of supervisors of such county and also the clerk of the district board of the appointment made by the city selection committee within 10 days after such appointment has been made.

24375.13. Each committee shall appoint a chairman from among its members and such other officers as may be necessary.

Members of the committees shall serve without compensation, but may be allowed actual expenses incurred in the discharge of their duties."

Amendment No. 2

On page 3, strike out lines 3 to 20, inclusive, and insert

"24375.15. The governing body of the district is a board of directors who shall be selected as provided in this article.

On or before October 28, 1959, the board of supervisors of each county in the district shall appoint one of its members to be a member of the board.

On October 28, 1959, the city selection committee of each county shall appoint one member of the board. Such member shall be selected from among the mayors and city councilmen of the cities within such county.

24375.16. Each member of the first board shall hold office until June 1, 1960, and thereafter each member appointed by the board of supervisors shall hold office for a term of four years and until the appointment and qualification of his successor and each member appointed by the city selection committee shall hold office for two years and until the appointment and qualification of his successor. Any vacancy on the board shall be filled by appointment in the same manner as the vacating member was appointed. Any member of the board may be removed at any time in the same manner as he was appointed; provided, however, that if four fifths of the members of the board of supervisors of a county request the removal of a member appointed by the city selection committee of such county, the city selection committee of such county shall meet within 20 days to consider the removal of such member.

Any member of the board may be recalled from his office of member of the board of supervisors or of mayor or member of the legislative body of a city pursuant to Division 13 (commencing at Section 11000) of the Elections Code, in which event his office as member of the board shall be vacant."

Amendment No. 3

On page 3, line 33, strike out "to", and insert a period.

Amendment No. 4

On page 3, strike out line 34, and insert "The executive secretary shall be the chief administrative officer of the district. He shall be responsible for the preparation of the district budget, the maintenance of financial and other records, the making of financial reports, and for personnel administration. He shall have authority to appoint, discipline, and dismiss employees, within civil service requirements. He shall be responsible for purchasing and inventorying, and shall have custody of all property, equipment, and supplies of the district. He shall act as secretary to the board. The control officer shall be responsible to the executive secretary for purposes of administration."

Amendment No. 5

On page 4, line 25, strike out "control officer", and insert "executive secretary".

Amendment No. 6

On page 4, line 35, strike out "air pollution control officer", and insert "the attorney for the board".

Amendment No. 7

On page 4, line 36, strike out "systems", and insert "system".

Amendment No. 8

On page 4, line 49, strike out "board", and insert "executive secretary, subject to the civil service system,".

Amendment No. 9

On page 5, strike out lines 1 to 3, inclusive.

Amendment No. 10

On page 5, line 4, strike out "24375.47", and insert "24375.46".

Amendment No. 11

On page 5, line 15, strike out "three", and insert "five".

Amendment No. 12

On page 5, line 16, after "district", insert ", but one of whom shall be a member of the district board".

Amendment No. 13

On page 5, line 20, strike out the second "one", and insert "two".

Amendment No. 14

On page 5, line 21, strike out "one", and insert "two".

Amendment No. 15

On page 5, strike out lines 40 to 51, inclusive, and insert

"24375.57. This article does not apply to smoke from fires set by or permitted by the county agricultural commissioner of any county within the district for agricultural operations in the growing of crops or raising of fowls or animals, if such fire is set or permission given in the performance of the official duty of such county agricultural commissioner, except that such fires shall not be set or permission given when air pollution levels are hazardous.

24375.58. This article does not apply to smoke from fires set by or permitted by the State Forester or his agent for the purpose of watershed, range or pasture improvement if such fire is set or permission given in performance of the official duty of the State Forester or his agent, except that such fires shall not be set or permission given when air pollution levels are hazardous."

Amendment No. 15.5

On page 6, line 4, strike out the first "of", and insert "or".

Amendment No. 16

On page 6, line 33, strike out "adopt", and insert "have".

Amendment No. 17

On page 7, line 45, after "officer", insert ", to each board of supervisors and city council in the district, to the board of directors,".

Amendment No. 18

On page 8, line 27, after "officer", insert ", each board of supervisors and city council in the district, and the board of directors,".

Amendment No. 19

On page 9, line 7, after "officer," insert "each board of supervisors and city council in the district, and the board of directors,".

Amendment No. 20

On page 9, line 22, strike out ", but such", and insert a period.

Amendment No. 21

On page 9, strike out lines 23 and 24.

Amendment No. 22

On page 9, between lines 35 and 36, insert

"24375.92. Before granting any variance, the hearing board shall find by resolution that:

(a) The variance is necessary for the applicant to enjoy property rights that would be denied him by the strict application of the rules and regulations, which

would not be denied generally as a result of the same standard of enforcement in other situations.

(b) Undue hardship would result from strict application of the rules and regulations that would not accrue generally as a result of the same standard of enforcement in other situations.

(c) The variance would not be detrimental to the health, safety, or general welfare of the community, district, or area."

Amendment No. 23

On page 9, line 46, strike out "two or one", and insert "three".

Amendment No. 24

On page 9, line 47, strike out "two or".

Amendment No. 25

On page 9, line 49, after "decision", insert ", but any decision rendered upon two votes shall be automatically subject to review by the full hearing board, and the full hearing board may rehear the matter".

Amendment No. 26

On page 11, strike out lines 22 to 27, inclusive, and insert

"24376.20. The district may incur indebtedness by the issuance of negotiable promissory notes pursuant to this section, without an election, for any purpose for which the district is authorized to expend funds. Such notes shall be general obligations of the district payable from taxes levied and collected on the taxable real property within the district as hereinafter provided, and shall mature not later than June 30th of the ensuing fiscal year to that in which they are issued, and shall bear interest at a rate not to exceed 6 percent per annum, payable as provided therein. The aggregate amount of such notes outstanding at any one time shall not exceed 75 percent of the total amount of the district treasurer's estimate of moneys from taxes on the taxable real property within the district to be received either in the fiscal year in which the indebtedness is to be incurred or in the ensuing fiscal year. Such notes shall be issued in the form and in the manner provided for by a resolution of the board and shall be signed by a member of the board designated for that purpose and by the district treasurer."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1111

Reports the same back wtih author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1111

Senator Coombs moved that Senate Bill No. 1111 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1111—An act to amend Sections 350 and 399 of the Streets and Highways Code, relating to the adoption of state highway routes.

Bill read second time.

Motion to Amend

Senator Coombs moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 1, 1959, strike out "Sections 350 and ", and insert "Section".

Amendment No. 2

On page 1, strike out lines 1, 2 and 8, and insert
"SECTION 1. Section 399 of the Streets and Highways Code is amended to read:".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 603
Senate Bill No. 597
Assembly Bill No. 885

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 603

Senator Gibson moved that Senate Bill No. 603 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 603—An act to amend Section 23355 of, and to repeal Section 23363 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "amend Section 23355 of, and to repeal Section 23363 of," and insert "repeal Section 23363 of".

Amendment No. 2

On page 1, strike out lines 1 to 14, inclusive.

Amendment No. 3

On page 1, line 15, strike out "SEC. 2. Section 23363 of said", and insert "SECTION 1. Section 23363 of the Business and Professions".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 597

Senator Farr moved that Senate Bill No. 597 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 597—An act to repeal Sections 65004, 65060 and 65061, and Articles 1.5 (commencing at Section 65020) and 2 (commencing at Section 65050) of Chapter 1 of Title 7, to amend Section 65062, and to add Chapter 1.5 (commencing at Section 65011.1) to Title 7, of the Government Code, relating to state, regional and local planning, establishing the State Office of Planning in the Department of Finance, providing for and assigning powers and duties to such office, and creating an advisory committee for the office.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 6, line 13, of the printed bill, as amended in Senate April 28, 1959, strike out "State".

Amendment No. 2

On page 8, line 52, after the first "the", insert "State".

Amendment No. 3

On page 8, line 52, strike out "State".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 885

Senator Gibson moved that Assembly Bill No. 885 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 885—An act to add Chapter 4 (commencing at Section 1700) to Part 6, Division 2 and to repeal Sections 1650 to 1663, inclusive, of the Labor Code, relating to artists' managers.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Assembly April 14, 1959, after the second "engagement", strike out the comma.

Amendment No. 2

On page 2, line 12, after "theatrical", insert a comma.

Amendment No. 3

On page 2, line 20, after "unrevoked", insert a comma.

Amendment No. 4

On page 2, line 31, after "actresses", strike out the comma.

Amendment No. 5

On page 2, between lines 44 and 45, insert

"Licenses issued for artists' managers prior to the effective date of this chapter shall not be invalidated thereby, but renewals of such licenses shall be obtained in the manner prescribed by this chapter."

Amendment No. 6

On page 3, line 7, strike out "agency", and insert "artists' manager".

Amendment No. 7

On page 3, line 46, after "operation of the", insert "business of the".

Amendment No. 8

On page 4, line 14, after "manager license", insert a comma.

Amendment No. 9

On page 6, line 4, after "employer", strike out the comma, and after "and", insert a comma.

Amendment No. 10

On page 6, line 7, after "further", insert a comma.

Amendment No. 11

On page 7, line 19, strike out "word", and insert "words".

Amendment No. 12

On page 7, line 36, strike out "such place of business", and insert "the place of business of the artists' manager".

Amendment No. 13

On page 7, line 45, after "1700.23", insert a comma.

Amendment No. 14

On page 9, line, 4, after "tion", strike out the comma.

Amendment No. 15

On page 9, line 10, strike out the period and insert a comma.

Amendment No. 16

On page 9, line 13, strike out the period and insert a comma.

Amendment No. 17

On page 9, line 21, strike out "9", and insert "IX".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which were referred:

Senate Bill No. 423
Senate Bill No. 801
Senate Bill No. 379

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 423

Senator Collier moved that Senate Bill No. 423 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 423—An act to amend Section 7149 of the Fish and Game Code, relating to fishing licenses.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 24, of the printed bill, as amended in Senate April 28, 1959, strike out "($3)", and insert "($2)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO AMEND SENATE BILL NO. 801

Senator Collier moved that Senate Bill No. 801 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 801—An act to amend Sections 6006.5, 6015, 6452, and 6453 of, and to add Sections 6011.5, 6021, 6248, 6388, 6422, and 6454.5 to the Revenue and Taxation Code, and to amend Sections 146 and 186, and to add Sections 148.5 to the Vehicle Code, and to amend Section 5600 of, and to add Sections 4300.5 and 4750.5 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to sales and use taxes in respect to motor vehicles and to registration of motor vehicles, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill as amended in Senate April 30, 1959, strike out "6021", and insert "6022".

Amendment No. 2

On page 2, line 35, strike out "6021", and insert "6022".

Amendment No. 3

On page 2, line 36, strike out "6021", and insert "6022".

Amendment No. 4

On page 2, line 39, strike out "6021", and insert "6022".

Amendment No. 5

On page 2, line 40, strike out "6021", and insert "6022".

Amendment No. 6

On page 8, line 40, strike out "6021", and insert "6022".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO AMEND SENATE BILL NO. 379

Senator Farr moved that Senate Bill No. 379 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 379—An act to amend Sections 8011 and 8014 of the Fish and Game Code, relating to receipts for fish, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 29, 1959, strike out "freezing".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

CONSIDERATION OF DAILY FILE
MOTIONS TO RECONSIDER

Assembly Bill No. 1587—An act to amend Section 30904 of, and to repeal Section 31003 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicles transporting hay.

Motion to Reconsider Assembly Bill No. 1587

Pursuant to his motion previously made, Senator Regan moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 1587 was passed.

The roll was called, and Assembly Bill No. 1587 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1587

Assembly Bill No. 1587—An act to amend Section 30904 of, and to repeal Section 31004 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicles transporting hay.

Bill read third time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Assembly April 8, 1959, strike out "It is", and strike out lines 14 and 15.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

MOTIONS TO RECONSIDER (RESUMED)

Senate Bill No. 831—An act to amend Section 405 of, and to add Section 12520 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to the issuance of junior permits for the operation of motor-driven cycles.

Motion to Reconsider Senate Bill No. 831

Pursuant to his motion previously made, Senator Collier moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 831 was refused passage.

The roll was called, and Senate Bill No. 831 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.
NOES—None.

Senate Bill No. 831 ordered to third reading file.

SECOND READING OF SENATE BILLS

Senate Resolution No. 95—Relative to the introduction of guests.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In the second line of the "Resolved" section after "session," insert "with the exception of official school visits which shall be introduced by the President,".

Amendment read, and adopted.

Resolution ordered amended, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 868—An act to amend Sections 8001 and 8004 of the Government Code, relating to the California Commission on Interstate Co-operation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In line 12 of the printed bill, as amended in Assembly March 19, 1959, strike out "17", and insert "19".

Amendment No. 2

In line 13, strike out "five", and insert "seven".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1303—An act to amend Section 2 of Chapter 73 of the Statutes of the 1958 First Extraordinary Session and Sections 3110, 3340 and 3411 of, and to add Section 3340.5 to, the Public Resources Code, relating to oil and gas.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1303

Senator Brown moved that Assembly Bill No. 1303 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 401—An act to amend Sections 1460, 1461, and 1570 of the Probate Code, relating to appointment of guardians for minors and insane and incompetent persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly March 30, 1959, strike out lines 15 and 16, inclusive, and insert

"1461. Any relative or friend may file a verified petition".

Amendment No. 2

On page 2, line 11, after "mailed", insert "by the petitioner".

Amendment No. 3

On page 2, line 52, strike out "or of any person interested"; and on page 3, line 1, strike out "in his estate, in expectancy or otherwise".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 404—An act to repeal Title 4 (commencing with Section 894) of Part 2 of the Penal Code, to add Title 4 (commencing with Section 888) to Part 2 of the Penal Code, to repeal Section 169 of the Penal Code, to repeal Sections 65.2, 241, 242, and 243 of the Code of Civil Procedure, to repeal Section 12551 of the Government Code, to amend Sections 192, 196, 199, 204, 204b, 204c, 204d, 205, 206, 209, 211, and 238 of the Code of Civil Procedure, to amend Sections 167, 168, and 1326 of the Penal Code, and to amend Section 12552 of the Government Code, relating to grand juries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 6, line 4, of the printed bill, strike out "held", and insert "help".

Amendment No. 2

On page 16, line 40, after "Code", insert a comma.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 682—An act to amend Sections 58241, 61128, 61230, and 61823 of the Government Code, Sections 3533, 4659, 5418, and 8127 of the Streets and Highways Code, Sections 1808, 2285, 2341, 2832, 14750, 14815, 14825, 14827, 32004.6, 32004.8 and 33573 of the Health and Safety Code, and Sections 9304, 9313, 9316, and 9713 of the Public Resources Code, relating to recordation of instruments.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 536—An act to repeal Chapter 22 (commencing at Section 7920) of Division 3 of the Education Code, and Chapter 7 (commencing at Section 19351) of Division 14 of the Education Code as proposed by Senate Bill No. 2, relating to the School Bond Retirement Fund.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 306—An act to add Section 31408.5 to the Water Code, relating to county water districts.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Motion to Retain Place on File

Senator Farr moved that Senate Bill No. 926 be passed on file and retain its place.

Motion carried.

Senate Bill No. 994—An act to amend Section 490 of the Agricultural Code, relating to milk and milk products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 970—An act to amend Section 23320 of, and to add Section 23321.6 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Re-refer Senate Bill No. 970

Senator Brown moved that Senate Bill No. 970 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 72—An act to amend Section 73731 of the Government Code, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 840—An act to amend Section 69895 of the Government Code, relating to the secretary and assistant secretaries of the superior court in counties having a population of less than 2,000,000 but more than 750,000.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 967—An act to amend Section 69900 of the Government Code, relating to superior court employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 992—An act to add Article 4 (commencing at Section 69640) to Chapter 5 of Title 8 of the Government Code, and to amend Section 69741 of the Government Code, relating to superior courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dilworth, Dolwig, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 924—An act to add Section 1195.1 to the Military and Veterans Code, relating to election of officers in memorial districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 4 p.m., Senator Dilworth asked for, and was granted, unanimous consent to be excused to attend an Assembly committee.

Senate Bill No. 73—An act to add Article 6 (commencing at Section 32500) to Chapter 2, Part 8 of Division 12 of the Water Code, relating to county water districts.

Motion to Refer Bill to Inactive File

Senator Dolwig moved that Senate Bill No. 73 be placed on the inactive file.

Motion carried.

Senate Bill No. 338—An act to amend Section 26470 of, and to add Sections 26465, 26466, and 26542.1 to, the Health and Safety Code, relating to foods, declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Senate Bill No. 338

Senator Brown moved that Senate Bill No. 338 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 337—An act to amend Section 26495 of the Health and Safety Code, relating to misbranding of foods.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dolwig, Donnelly, Fisher, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Short, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1062—An act to add Sections 2300.1, 2300.2, 2300.3, and 2300.4 to, and to amend Section 2301 of, the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons.

Motion to Re-refer Senate Bill No. 1062

Senator Brown moved that Senate Bill No. 1062 be re-referred to Committee on Finance.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

REQUEST FOR UNANIMOUS CONSENT

Senator Fisher asked for, and was granted, unanimous consent to take up Assembly Bill No. 896, at this time, for consideration.

CONSIDERATION OF ASSEMBLY BILL NO. 896

Assembly Bill No. 896—An act to amend Section 28104 of the Government Code, relating to compensation for public service in counties of the fourth class.

Motion to Strike From File

Senator Fisher moved that Assembly Bill No. 896 be stricken from the file.

Motion carried.

Request for Unanimous Consent

At 4.10 p.m., Senator Fisher asked for, and was granted, unanimous consent to have the record show that he was excused for the balance of this legislative day on legislative business.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 43—An act to add Chapter 5.5 (commencing with Section 13480) to Part 3, Division 3, Title 2 of the Government Code, and to amend Section 11555 of said code, relating to the establishment of an economic development agency in the Department of Finance.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 43.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 10, 1959

Hon. James J. McBride, Chairman
Senate Finance Committee
Room 4076, State Capitol
Sacramento 14, California

DEAR SENATOR MCBRIDE: I have been informed by your office that Senate Bill No. 43 requires a statement from the Governor.

Please be advised that the above bill was sponsored by me, and there is money in the budget to take care of any costs connected with the measure.

May I ask your favorable consideration of the bill.

Sincerely,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Teale, and Thompson—30.
NOES—Senators Murdy, and Williams—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 51—An act to amend Section 221 of the Fish and Game Code, relating to powers of the Fish and Game Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—29.
NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 245—An act to amend Section 11200 of, and to add Article 9.1 (commencing at Section 11252) to, and amend and renumber the title of Article 9.6 (commencing at Section 11270) of, Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 488—An act to amend Section 16486 of the Government Code, relating to the sale or transfer of bonds by state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Teale, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 515—An act to add Sections 2020.003, 3084.05, and 4604.5 to, and to repeal Section 4576 of, the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, McAteer,

McCarthy, Miller, Montgomery, Murdy, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 970

Senator McAteer moved that Senate Bill No. 970 be withdrawn from Committee on Finance for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 970—An act to amend Section 23320 of, and to add Section 23321.6 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 30, 1959, strike out "Types of licenses and annual fees therefor."

Amendment No. 2

On page 1, line 4, strike out the second "the", and insert "this".

Amendment No. 3

On page 3, between lines 12 and 13, insert

"The increase in fees made by Chapter 22 of the 1954 First Extraordinary Session and by the act amending this section shall not be affected by the limitation placed by Section 26004 upon the existence of the Alcoholic Rehabilitation Commission."

Amendment No. 4

On page 3, line 13, strike out "this act", and insert "the amendments to this section at the 1959 Regular Session of the Legislature".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 537—An act to repeal Article 5.5 (commencing at Section 16407) of Chapter 2 of Part 2 of Division 4 of Title 2 of, and to add Section 14275.5 to the Government Code, relating to state public works projects, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Collier.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—31.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 799—An act to amend Section 980 of the Military and Veterans Code, relating to the definition of term "veteran."

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Teale—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator Miller Presiding

At 4.47 p.m., Senator George Miller of the Seventeenth Senatorial District, presiding.

Senate Bill No. 869—An act to add Sections 20014.4, 20017.4 and 21363.4 to the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 897—An act to amend Section 771 of the Insurance Code, relating to insurance in connection with sales and loans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, and Teale—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 913—An act to add Section 4280.2 to the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Regan, Rodda, Short, Slattery, Stiern, Teale, and Thompson—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 74—An act to amend Section 30350 of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of Division 17 of the Streets and Highways Code, relating to the San Mateo-Hayward and Dumbarton Bridges, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—32.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 4.57 p.m., Senator Rodda asked for, and was granted, unanimous consent to have the record show that he was excused to attend an Assembly meeting.

Senate Bill No. 1081—An act to amend Section 2303 of the Welfare and Institutions Code, relating to boarding homes and institutions for aged persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Short, Teale, and Thompson—30.
NOES—Senators Richards, Slattery, and Stiern—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 465—An act to add Section 1202b to the Penal Code, relating to youthful offenders.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, and Thompson—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 702—An act to add Section 94.5 to the Penal Code, relating to fees and gratuities for performing marriage.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, Regan, Richards, Slattery, Stiern, Teale, Thompson, and Williams—28.
NOES—Senator Miller—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 759—An act to amend Section 200 of the Code of Civil Procedure, relating to persons exempt from liability to act as jurors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 847—An act to amend Section 1871 of the Code of Civil Procedure, relating to compensation of court-appointed medical expert witnesses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—28.
NOES—Murdy—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 883—An act to amend Section 170 of the Code of Civil Procedure, relating to judicial actions or proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1002—An act to amend Section 12052 of the Penal Code, relating to the issuance of licenses to carry concealed firearms.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Short, Slattery, Stiern, and Teale—28.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 94

Relating to the inspection of the Disneyland monorail system

WHEREAS, Disneyland has installed a monorail system of international reputation; and

WHEREAS, Disneyland has indicated a desire to assist in rapid transit and smog problems; and

WHEREAS, The use of the monorail system of transportation as an aid to solving the rapid transit problems of the State's metropolitan areas is worthy of study by the Legislature; and

WHEREAS, Invitations have been issued by Disneyland to the Legislature to view and inspect the monorail system prior to the time when it goes into operation at a time when international engineers are available to explain the mechanical operation of the system; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Rules Committee is directed to appoint a five-man committee to investigate and inspect the new monorail system at Disneyland and report its findings to the Legislature; and be it further

Resolved, The sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of this committee and its members and for any charges, expenses, or claims it may incur under this resolution, to be paid from the contingent fund and disbursed, after certification by the Secretary of the Senate, upon warrants drawn by the State Controller on the State Treasurer.

Resolution read, and unanimously adopted on motion of Senator Murdy.

Senate Resolution No. 102

Relative to a state park and recreation area on Copco Reservoir, Siskiyou County

WHEREAS, There is no state park and recreation area in the extreme north central portion of the State of California; and

WHEREAS, There is no state park and recreation area in Siskiyou County; and

WHEREAS, There is a fine body of water known as the Copco Reservoir, situated on the Klamath River near the Oregon line, northeast of Yreka; and

WHEREAS, This reservoir and adjacent land would make an ideal area for water recreation, fishing, camping, picnicking and wildlife sanctuary; and

WHEREAS, There is a need for such recreational opportunities in this portion of the State; now, therefore, be it

Resolved by the Senate of the State of California, That the State Park Commission through the Division of Beaches and Parks of the Department of Natural Resources is directed to make investigations, studies, surveys, and prepare general plans with respect to the desirability of acquiring all or portions of the recreation lands surrounding the Copco Reservoir and to include within its report an estimate of the cost and an estimate of the number of visitor days projected, and recommendations in regard thereto; and be it further

Resolved, That the State Park Commission through the Division of Beaches and Parks of the Department of Natural Resources is directed to submit its report and recommendations on said proposal to the Legislature not later than the fifth day of the 1960 Regular Session of the Legislature; and be it further

Resolved, That the Secretary of the Senate is directed to prepare and transmit a copy of this resolution to the Chairman of the State Park Commission, the Director of Natural Resources, and the Chief of the Division of Beaches and Parks.

Resolution read and unanimously adopted on motion by Senator Collier.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 572—An act to amend Section 19582 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school building aid.

Motion to Re-refer Assembly Bill No. 572

Senator Dutra moved that Assembly Bill No. 572 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 368—An act to add Section 996.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to legal counsel for school districts.

Motion to Refer Bill to Inactive File

Senator Rattigan moved that Assembly Bill No. 368 be placed on the inactive file.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 826—An act to amend and renumber Section 8356 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to work experience education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes—Senators Brown, Burns, Cobey, Dolwig, Donnelly, Dutra, Fenton, Finley, Fisk, Grunsky, Hatfield, Hollingsworth, Jones, Kennick, Lagomarsino, Lanterman, Lincoln, Luckel, Marler, McCarthy, Miller, Nejedly, Petris, Regan, Richardson, Short, Slater, Stiern, Thompson, Tuck, Weber, Wilson and Zenovich—32.

Noes—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 827—An act to amend Section 19451 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes—Senators Brown, Burns, Cobey, Dolwig, Donnelly, Dutra, Fenton, Finley, Fisk, Grunsky, Hatfield, Hollingsworth, Jones, Kennick, Lagomarsino, Lanterman, Lincoln, Luckel, Marler, McCarthy, Miller, Nejedly, Petris, Regan, Richardson, Short, Slater, Stiern, Thompson, Tuck, Weber, Wilson and Zenovich—32.

Noes—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 647—An act to amend Section 11381.1 of the Government Code, relating to the designation by the Secretary of State of style and form to be used in filing regulations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1526—An act to amend Section 10202.8 of the Insurance Code, relating to group life insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1721—An act to amend Sections 10953, 10954, and 10955 of, and to repeal Section 10956 of, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to attendance of pupils in the public schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1722—An act to amend Section 5555 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to evening high school and junior college classes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1829—An act to amend Section 5902 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to vocational courses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erbart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1830—An act to repeal Section 13105 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to licensing of certified school personnel.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erbart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1831—An act to amend Section 16519 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school supplies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erbart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1832—An act to amend Section 5606 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to junior high schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erbart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1622—An act to amend Sections 1551 and 13566 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to powers and duties of superintendents of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 103—Relative to scientific research facilities of the University of California and the state colleges.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1026—An act to amend Section 17072 of the Government Code, relating to canceled warrants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1027—An act to amend Section 11255 of the Government Code, relating to payments between state agencies and between appropriations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1077—An act to amend Section 1228.5 of, and to add Section 19330.5 to, the Government Code, relating to leaves of absence from the State Civil Service, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1652—An act to amend Section 17829 of the Health and Safety Code, relative to housing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1720—An act to amend Section 31214 of, and to add Sections 31214.1 and 31214.2 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state scholarships.

Motion to Re-refer Assembly Bill No. 1720

Senator Brown moved that Assembly Bill No. 1720 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS (RESUMED)

Senate Bill No. 479—An act to amend Section 427 of the Streets and Highways Code, relating to Highway Route 127.

Motion to Refer Bill to Inactive File

Senator Williams moved that Senate Bill No. 479 be placed on the inactive file.

Motion carried.

Senate Bill No. 891—An act to add Section 11.5 to the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), relating to the Santa Barbara Flood Control and Water Conservation District, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, before "11.5.", insert "Sec.".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to second reading.

CONSENT CALENDAR OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 833—An act to amend Section 2804 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Objection Raised

Senator Rodda objected to Assembly Bill No. 833 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 833 to the second reading file.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Regan:

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1284—An act to amend Sections 7504, 7512, 7514, 7521, 7522, 7525, 7526, 7528, 7533, 7534, 7538, 7540, 7551, 7553, 7553.1, 7560, and 7580 of, and to add Sections 7523.1, 7526.1, 7526.2, 7526.3, 7526.4, 7538, 7538.1, and 7538.2 to, and Article 3.5 (commencing at Section 7544) to Chapter 11 of Division 3 of, and to repeal Sections 7536 and 7552 of, the Business and Professions Code, relating to private investigators and adjustors.

Respectfully submitted,

SENATOR REGAN

Request read, and referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Senator McAteer:

Senate Resolution No. 107

Relative to the creation of the Senate Interim Committee on the California Tourist Industry

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on the California Tourist Industry is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the tourist and travel industry in California, with particular reference to the economic value of such industry to the State; the amount of revenues accruing to the State, and the counties and cities from gasoline, sales, liquor and other commodity or excise taxes paid by tourists and travelers from outside the State; the amounts of state and local taxes paid by hotels, motels, resorts, restaurants, and others serving the tourists and visitors from outside the State; the amounts of foods, produce and other merchandise purchased in California by tourists and travelers; the possibilities of new revenues for the State through the expansion of service

industries catering to the tourist and traveler; the activities of other state governments and foreign countries in attracting tourist and traveler business; and the desirability and feasibility of a state financed tourist advertising program; including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this Session of the Legislature, including any recess, and after final adjournment until the commencement of the 1961 Regular Session, with authority to file its final report not later than the final day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of dollars ($) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator O'Sullivan:

Senate Resolution No. 108

Relative to an interim study of flood control and flood plain zoning

WHEREAS, Serious problems have arisen within this State relative to the relationship of the use of flood plain land and the operation of flood control projects; and

WHEREAS, The use of lands within natural floodways below flood control projects has created serious problems which not only endanger life and property but also endanger the proper and most effective operation of flood control projects; and

WHEREAS, The entire problem of flood control in California becomes increasingly important with the increase in population and the consequent greater pressure for the use of all lands within the State for residential, industrial, or agricultural purposes; now, therefore, be it

Resolved by the Senate of the State of California, That the Committee on Rules is hereby directed to assign to an appropriate interim committee for study the subject of flood control and flood plain zoning, including any and all phases of flood control and river flood control; the problems of the relationship of flood control projects to overall river basin planning; the necessity of preventing encroachment on natural floodways; the necessity of preventing construction which will interfere with authorized or existing flood control projects; the need for planning for overflow or bypass areas to prevent undue damage from floods; the way in which to obtain the highest utilization of lands in and adjacent to floodways and flood control project areas, consistent with maximum flood control; the methods of obtaining maximum public safeguards in flood control project areas and in natural floodways; the relationships and responsibilities of federal, state, and local governmental agencies in achieving maximum flood

control and maximum utilization of land within floodways and flood control project areas; the establishment of definitions and delineations of primary floodways; the investigation of the scope of law as to the size of watersheds to be controlled; the need for flexibility in the operation of flood control projects and project components such as dams; the investigation of the authority of the Reclamation Board to control encroachment on primary floodways; the investigation of new concepts of flood control generally; and the investigation of the enforceability of any legislative enactment relating to flood control; and be it further

Resolved, That the committee to which said subjects are so assigned for study is hereby authorized and directed to ascertain, study, and analyze all facts relating to said subjects and to the desirability or necessity for legislation in those fields, and to report thereon to the Senate, including in its reports its recommendations for appropriate legislation.

Resolution read, and referred to Committee on Rules.

By Senator Stiern:

Senate Resolution No. 109

Relating to recent highway legislation

WHEREAS, The Legislature of the State of California has enacted legislation providing a liberal and reasonable speed limit for the highways of the State and demanding strict enforcement of such a limit; and

WHEREAS, The appalling accident rate and death toll on the highways of this State have created a compelling public demand for a realistic approach to this problem; and

WHEREAS, The Delano District Chamber of Commerce initiated the movement which led to the enactment of the legislation hereinabove referred to, to provide a sensible and practical regulation of highway traffic; and

WHEREAS, On January 10, 1956 over three years ago the Board of Directors of the Delano District Chamber of Commerce, with William Perelli-Minetti, president, and Ed Soderberg, secretary-manager, adopted a resolution urging that the maximum speed limit be placed at 65 miles per hour, to be scaled downward where local conditions required it, that radar devices and other modern enforcement methods be legalized, and that traffic regulations be strictly enforced; and

WHEREAS, The Delano District Chamber of Commerce sent copies of its resolution to all chambers of commerce, State Senators, Assemblymen, state executive officers, and other appropriate organizations and individuals in the State of California requesting their assistance in the campaign for public safety; and

WHEREAS, This forward-looking movement on the part of the Delano District Chamber of Commerce resulted in a crystallization of public sentiment leading directly to the enactment of the legislation referred to; now, therefore, be it

Resolved by the Senate of the State of California, That this body takes this opportunity to commend the Delano District Chamber of Commerce for its foresight and initiative, and to congratulate it upon seeing its efforts so fruitfully realized; and be it further

Resolved, That the Secretary of the Senate is hereby directed to forward suitably prepared copies of this resolution to the Delano District Chamber of Commerce, to Mr. Perelli-Minetti, former president, and Mr. Ed Soderberg, former secretary-manager; and to Mr. Lennie L. McClain, president, and Mr. H. C. Marsh, secretary-manager of the Delano District Chamber of Commerce.

Resolution read, and ordered placed on file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1377: By Senator Hollister—An act making an appropriation for research and the preparation of a master plan for the acquisition and development of the historic Santa Barbara Presidio as a part of the State Park System.

Referred to Committee on Natural Resources.

Senate Bill No. 1378: By Senator Hollister—An act to amend Sections 11003.1 and 11003.3 of, and to repeal Sections 11003.2 and 11003.4 of, the Revenue and Taxation Code, relating to the Motor Vehicle License Fee Fund.

Referred to Committee on Transportation.

Senate Bill No. 1379: By Senator Murdy—An act to add Section 16906 to the Business and Professions Code, relating to fair trade contracts.

Referred to Committee on Business and Professions.

Senate Bill No. 1380: By Senator Gibson—An act to amend Section 24301 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state employees not in state civil service.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1381: By Senator Gibson—An act to add Section 12617.5 to the Water Code, relating to investigation of water projects.

Referred to Committee on Water Resources.

Senate Bill No. 1382: By Senator Gibson—An act to add Section 152.5 to the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Referred to Committee on Business and Professions.

Senate Bill No. 1383: By Senator Hollister—An act to amend Section 1005 of the Public Utilities Code, relating to issuance of certificates by the Public Utilities Commission.

Referred to Committee on Public Utilities.

Senate Bill No. 1384: By Senator Richards—An act to add Division 15 (commencing at Section 9000) to the Vehicle Code and to add Division 19 (commencing at Section 43000) to the Vehicle Code as proposed by Assembly Bill No. 5, relating to motor vehicle antismog tax.

Referred to Committee on Transportation.

Senate Bill No. 1385: By Senator Richards—An act to add Section 24302 to the Business and Professions Code, relating to the salaries of hearing officers of the Department of Alcoholic Beverage Control.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1386: By Senator Richards—An act to add Section 5295 to the Business and Professions Code, relating to subliminal radio and television messages.

Referred to Committee on Business and Professions.

Senate Bill No. 1387: By Senator Rattigan—An act to amend Sections 225 and 226 of the Public Utilities Code, relating to motor vehicles used in school bus operations.

Referred to Committee on Transportation.

Senate Bill No. 1388: By Senator Rattigan—An act to add Sections 70045.2 and 74705 to the Government Code, relating to court reporters in Sonoma County.

Referred to Committee on Local Government.

Senate Bill No. 1389: By Senator Rattigan—An act to add Chapter 8 (commencing at Section 5351) to Division 2 of the Public Utilities Code, relating to contract carriers of passengers.

Referred to Committee on Public Utilities.

Senate Bill No. 1390: By Senator Rattigan—An act to add Section 1102.7 to the Agricultural Code, relating to eggs.

Referred to Committee on Agriculture.

Senate Bill No. 1391: By Senator Rattigan—An act to add Section 380.13 to the Agricultural Code, relating to poultry.

Referred to Committee on Agriculture.

Senate Bill No. 1392: By Senator Rattigan—An act to add Section 26467 to the Health and Safety Code, relating to food labeling.

Referred to Committee on Public Health and Safety.

Senate Bill No. 1393: By Senator Fisher (By Request)—An act to amend Section 70048 of the Government Code, relating to official phonographic reporters.

Referred to Committee on Local Government.

Senate Bill No. 1394: By Senator Fisher—An act to add Section 4019.3 to the Penal Code, relating to work credit for prisoners in county jails.

Referred to Committee on Judiciary.

Senate Bill No. 1395: By Senator Fisher—An act to add Section 31684.1 to the Government Code, relating to retirement of county peace officer members.

Referred to Committee on Local Government.

Senate Bill No. 1396: By Senator Fisher—An act to add Section 31815 to the Government Code, relating to the County Employees Retirement Law of 1937.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1397: By Senator Burns—An act to repeal Section 10131.1 of, and to add Chapter 5 (commencing at Section 10350) to Part 1, Division 4, of the Business and Professions Code; to amend Section 3081.3 of the Civil Code; and to amend Section 25102.1 of the Corporations Code, relating to mortgage loans and brokers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1398: By Senator Burns—An act to amend Section 4012 of the Business and Professions Code, relating to the California State Board of Pharmacy.

Referred to Committee on Business and Professions.

Senate Bill No. 1399: By Senator Erhart—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 1400: By Senator McBride—An act to amend Section 14402 of the Government Code, relating to the State Contract Act.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1401: By Senator Burns—An act to amend Section 28109 of the Government Code, relating to compensation for public service in counties.

Referred to Committee on Local Government.

Senate Bill No. 1402: By Senator McBride—An act to amend Section 23355 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1403: By Senator Williams—An act to amend Section 4886 of the Health and Safety Code, relating to sewer maintenance districts.

Referred to Committee on Local Government.

Senate Bill No. 1404: By Senator Burns—An act to amend Sections 73682, 73683, and 73684 of the Government Code, relating to officers and attaches of the municipal court established in the Fresno Judicial District.

Referred to Committee on Local Government.

Senate Bill No. 1405: By Senator Rodda—An act to amend Section 7397 of the Business and Professions Code, relating to the practice of cosmetology.

Referred to Committee on Business and Professions.

Senate Bill No. 1406: By Senator Rodda—An act to amend Sections 19687 and 19689 of the Education Code as enacted at the 1959 Regular Session, relating to state school aid for exceptional pupils.

Referred to Committee on Education.

Senate Bill No. 1407: By Senators Erhart, Berry, Montgomery, Cameron, Hollister, Thompson, Slattery, Beard, Stiern, and Christensen—An act to add Section 155 to the Streets and Highways Code, relating to maintenance of county highways.

Referred to Committee on Transportation.

Senate Bill No. 1408: By Senator Collier—An act to add Section 2813 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to inspections of commercial vehicles.

Referred to Committee on Transportation.

Senate Bill No. 1409: By Senator Collier—An act to add Section 838 to the Streets and Highways Code, relating to the reservation of easements in abandoned state highways.

Referred to Committee on Transportation.

Senate Bill No. 1410: By Senator Rodda—An act to add Section 7601 to the Health and Safety Code, relating to cemeteries.

Referred to Committee on Public Health and Safety.

Senate Bill No. 1411: By Senator Short—An act to add Article 4 (commencing with Section 190) to Chapter 2, Division 1 of the Water Code, relating to the California Delta Pool.

Referred to Committee on Water Resources.

Senate Bill No. 1412: By Senator Short—An act granting water rights to the United States, relating to the Federal Central Valley Project.

Referred to Committee on Water Resources.

Senate Bill No. 1413: By Senator Short—An act to amend Section 7614 of the Public Utilities Code, relating to railroad equipment.

Referred to Committee on Public Utilities.

Senate Bill No. 1414: By Senator Dolwig—An act to add Section 13 to the Business and Professions Code, relating to the definitions used in such code.

Referred to Committee on Business and Professions.

Senate Bill No. 1415: By Senator Dolwig—An act to amend Sections 147 and 148 of the Streets and Highways Code, relating to vehicle stopping areas.

Referred to Committee on Transportation.

Senate Bill No. 1416: By Senator Dolwig—An act to repeal Chapter 2 (commencing with Section 301) of Part 1 of Division 1, and to add Chapter 2 (commencing with Section 301) to Part 1 of Division 1, of the Public Utilities Code, relating to the Public Utilities Commission.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1417: By Senator Dolwig—An act to add Section 1267 to the Code of Civil Procedure, relating to eminent domain.

Referred to Committee on Judiciary.

Senate Bill No. 1418: By Senator Dolwig—An act to add Section 733.5 and 733.6 to the Public Utilities Code, relating to rates of highway carriers.

Referred to Committee on Public Utilities.

Senate Bill No. 1419: By Senator Dolwig—An act to amend Sections 30235 and 30608 of, and to add Sections 30235.5 and 30235.6 to, the Streets and Highways Code, relating to the financing and refinancing of toll projects under the California Toll Bridge Authority Act, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Senate Bill No. 1420: By Senators Dolwig and Collier—An act to add Section 6359 to the Public Resources Code, relating to grants of tide and submerged lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1421: By Senator Dolwig—An act to amend Section 5 of Chapter 1701 of the Statutes of 1957, relating to freeing certain lands from the public trust for navigation, commerce, and fisheries and to empower the State Lands Commission to sell such lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1422: By Senator Dolwig—An act to amend Section 830 of the Corporations Code, relating to indemnity for litigation expenses.

Referred to Committee on Judiciary.

Senate Bill No. 1423: By Senator Holmdahl—An act to amend Section 1642 of the Welfare and Institutions Code, relating to maternity care for expectant unmarried mothers.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1424: By Senator Holmdahl—An act to amend Section 203.8 of the Welfare and Institutions Code, relating to county hospital and medical care for public assistance recipients.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1425: By Senators Holmdahl, O'Sullivan, and Short—An act to add Section 729.5 to the Public Utilities Code, relating to rates.

Referred to Committee on Public Utilities.

Senate Bill No. 1426: By Senator Holmdahl—An act to add Section 729.5 to the Public Utilities Code, relating to rates.

Referred to Committee on Public Utilities.

Senate Bill No. 1427: By Senator Shaw—An act to add Section 3362 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 1428: By Senator Shaw—An act to add Section 109 to the Water Code, relating to adjustment of water rights disputes between municipalities and public districts of the State.

Referred to Committee on Water Resources.

Senate Bill No. 1429: By Senator Regan—An act to amend Section 6872 of, to add Section 6855 to, and to repeal Section 6855 of, the Business and Professions Code, relating to collection agencies.

Referred to Committee on Business and Professions.

Senate Bill No. 1430: By Senator Regan—An act to add Section 68508 to the Government Code, relating to the Judicial Council.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1431: By Senator Brown—An act to add Chapter 4.7 (commencing at Section 20597) to Part 3 of Division 5 of Title 2 of the Government Code, relating to county peace officers not covered by a retirement plan.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1432: By Senator Brown—An act to amend and renumber Sections 24836 and 24837 of, to add Sections 24831, 24832, 24833, 24834, 24835, 24836, 24837, 24838 and 24839 to, and to repeal Sections 24831, 24832, 24833, 24834 and 24835 of, the Revenue and Taxation Code, relating to the taxation of banks and corporations.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1433: By Senator Brown—An act to amend Section 17681, 17682, 17683, 17684, 17685, 17686, 17687, 17688, 18052 of, to amend and renumber Sections 17689 and 17690 of, and to add Sections 17689 and 17690 to, the Revenue and Taxation Code, relating to personal income taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1434: By Senators Short and Miller—An act to amend Sections 6728, 6729, and 6734 of the Welfare and Institutions Code, relating to mental illness.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1435: By Senator Montgomery—An act to add Section 31051 to, and to amend Section 31575 of, the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Senate Bill No. 1436: By Senator Short—An act to add Section 1558 to the Labor Code, relating to employment agencies.

Referred to Committee on Labor.

Senate Bill No. 1437: By Senator Montgomery—An act to add Section 31578 to the Water Code, relating to the Kings County Water District.

Referred to Committee on Local Government.

Senate Bill No. 1438: By Senator Arnold—An act to amend Section 28141 of the Government Code, relating to compensation for public service in counties of the forty-first class.

Referred to Committee on Local Government.

Senate Bill No. 1439: By Senator Arnold—An act to amend Section 28145 of the Government Code, relating to compensation for public service in counties of the forty-fifth class.

Referred to Committee on Local Government.

Senate Bill No. 1440: By Senator Arnold—An act to add Section 69941.1 to, and to amend Section 72195 of, the Government Code, relating to court reporters.

Referred to Committee on Judiciary.

Senate Bill No. 1441: By Senator Arnold—An act to amend Section 28151 of the Government Code, relating to compensation for public service in counties of the fifty-first class.

Referred to Committee on Local Government.

Senate Bill No. 1442: By Senator Donnelly—An act to amend Section 4280 of, and to add Section 4287 to, the Agricultural Code, relating to fluid milk and fluid cream.

Referred to Committee on Agriculture.

Senate Bill No. 1443: By Senator Donnelly—An act to amend Sections 595 and 599 of, to repeal Sections 597 and 598 of, and to add Section 657 to, the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Senate Bill No. 1444: By Senators Donnelly, Berry, Gibson, and Short—An act to amend Section 18960 of the Health and Safety Code, relating to the State Building Standards Commission.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1445: By Senator Dolwig—An act making an appropriation for the acquisition of real property for the State Park System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Natural Resources.

Senate Bill No. 1446: By Senator Stiern—An act to add Sections 3247 and 3292 to the Fish and Game Code, relating to hunting clubs.

Referred to Committee on Fish and Game.

Senate Bill No. 1447: By Senator Stiern—An act to add Sections 3248 and 3293 to the Fish and Game Code, relating to hunting clubs.

Referred to Committee on Fish and Game.

Senate Bill No. 1448: By Senator Stiern—An act to add Section 3244.5 and 3274.5 to the Fish and Game Code, relating to hunting clubs.

Referred to Committee on Fish and Game.

Senate Bill No. 1449: By Senator Cobey—An act to amend Section 1808 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to records of the Department of Motor Vehicles.

Referred to Committee on Transportation.

Senate Bill No. 1450: By Senators Slattery and O'Sullivan—An act to add Section 330 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 1451: By Senator Slattery—An act to amend Section 68083 of the Government Code, relating to partners of judges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1452: By Senator Miller—An act to amend Sections 11553 and 11557 of the Government Code, relating to salaries of state officers.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1453: By Senator Miller—An act to amend Sections 2192.3 and 2193.5 of, and to add Section 2192.4 to the Revenue and Taxation Code, relating to property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1454: By Senator Miller—An act to amend Sections 504, 8600, 8604, 8607, 8700, 8701, 8702, 8703, and the title of Chapter 2 (commencing at Section 8700) of Division 7 of, to repeal Sections 8605, 8606, and 8608 of, and to add Sections 509.6, 8605, 8606, and 8704 to, the Public Resources Code, relating to recreation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1455: By Senator Miller—An act to add Article 4 (commencing at Section 31510) to Chapter 5, of Division 13 of the Vehicle Code, relating to safety standards for vehicle loads.

Referred to Committee on Transportation.

Senate Bill No. 1456: By Senator McAteer—An act to add Section 14775 to the Revenue and Taxation Code, relating to inheritance tax appraisers.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1457: By Senator McAteer—An act to add Section 14355.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1458: By Senator McAteer—An act to add Section 104.10 to the Streets and Highways Code, relating to state highways, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Senate Bill No. 1459: By Senator McAteer (Co-authored by Senator Cobey and Assemblymen Winton and Mulford)—An act to add Section 1222.5 to the Government Code, relating to reports of law violations by public employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1460: By Senator Farr—An act to add Section 21714.5 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to ambulances.

Referred to Committee on Transportation.

Senate Bill No. 1461: By Senator Farr—An act to add Chapter 12 (commencing at Section 6950) to Division 7 of Title 1 of the Government Code, relating to the purchase of interests in real property by the State and local governmental agencies.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1462: By Senator Farr—An act to amend Section 18540 of the Government Code, relating to State Civil Service.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1463: By Senator Farr—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1464: By Senator Brown—An act to add Section 2125 to the Revenue and Taxation Code, relating to the assessed valuation of property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1465: By Senator Farr—An act to amend Section 4700 of the Penal Code, relating to offenses by prisoners in state institutions.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1466: By Senators Farr and Shaw—An act to add Section 2181.02 to the Welfare and Institutions Code, relating to the responsibility of relatives under the Old Age Security Law.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1467: By Senator Thompson—An act to amend Sections 5301 and 5302 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to elementary schools.

Referred to Committee on Education.

Senate Bill No. 1468: By Senators Fisher, Miller, Beard, Teale, Regan, Montgomery, Erhart, Collier, Dolwig, and Burns—An act to add Section 11163 to the Government Code, relating to regulations and orders of state agencies.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1469: By Senators Fisher, Montgomery, and Miller—An act to add Chapter 4 (commencing with Section 1705) to Part 6, Division 2 of the Labor Code, to create the California Agricultural Labor Resources Committee, prescribing its powers and duties, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1470: By Senators Fisher, Miller, Arnold, Teale, Christensen, and O'Sullivan—An act to amend Section 115 of the Revenue and Taxation Code, relating to the definition of an interest in property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1471: By Senator Teale—An act to add Chapter 20 (commencing at Section 9800) to Division 3 of the Business and Professions Code, relating to the creation of a Bureau of Building Designers, prescribing its organization, powers and duties, and making an appropriation therefor.

Referred to Committee on Business and Professions.

Senate Bill No. 1472: By Senator Teale—An act to add Section 21156 to the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1473: By Senators Fisher, Beard, Cobey, Burns, Arnold, Rattigan, Short, Miller, O'Sullivan, Stiern, and McAteer.—An act to add Article 10 (commencing at Section 2925) to Chapter 2 of Division 5 of the Elections Code, relating to the endorsement of candidates at the direct primary election.

Referred to Committee on Elections.

Senate Bill No. 1474: By Senator Farr.—An act to add Section 4017.5 to the Penal Code, relating to the employment of county jail prisoners.

Referred to Committee on Judiciary.

Senate Bill No. 1475: By Senators Collier, Berry, Christensen, Cameron, O'Sullivan, Arnold, Regan, Slattery, Short, Johnson, Byrne, Dolwig, Teale, McCarthy, Thompson, Rattigan, and Holmdahl.—An act to add Part 4 (commencing at Section 12100) to Division 6 of the Water Code, relating to water development.

Referred to Committee on Water Resources.

Senate Bill No. 1476: By Senator Beard—An act to add Section 1170.5 to the Government Code, relating to withholding of taxes from wages, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1477: By Senators O'Sullivan, Miller, Collier, Montgomery, Fisher, Stiern, Holmdahl, Slattery, Arnold, Rodda, Hollister, Teale, Regan, Farr, Williams, Brown, Beard, Christensen, Dolwig, Erhart, Cameron, McAteer, Cobey, Berry, Johnson, Coombs, Dilworth, and Thompson—An act to add Article 2.5 (commencing at Section 15380) to Chapter 2 of Division 11 of the Education Code as enacted at the 1959 Regular Session, relating to plans and specifications for the construction of school buildings.

Referred to Committee on Education.

Senate Bill No. 1478: By Senator Short—An act to amend Section 65030 of the Government Code, relating to conservation and planning.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1479: By Senator Holmdahl—An act to add Section 73093 to the Government Code, relating to municipal court reporters in Alameda County.

Referred to Committee on Local Government.

Senate Bill No. 1480: By Senator Beard—An act to add Section 22458.1 to the Financial Code, relating to credit life insurance in connection with loans made by personal property brokers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1481: By Senator Slattery—An act to amend Sections 8210 and 8211 of the Fish and Game Code, relating to salmon.

Referred to Committee on Fish and Game.

Senate Bill No. 1482: By Senator Richards—An act to amend Section 1547 of the Penal Code, relating to rewards for apprehension.

Referred to Committee on Judiciary.

Senate Bill No. 1483: By Senator Murdy—An act to amend Sections 5225 and 5227 of the Business and Professions Code, relating to county regulation of outdoor advertising.

Referred to Committee on Business and Professions.

Senate Bill No. 1484: By Senator Berry—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of act inconsistent herewith," approved by electors November 7, 1922, by amending Section 1 thereof, relating to practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Referred to Committee on Business and Professions.

Senate Bill No. 1485: By Senator Beard—An act to add Section 1450 to the Welfare and Institutions Code, relating to county medical facilities.

Referred to Committee on Local Government.

Senate Bill No. 1486: By Senator Williams—An act to add Division 1a (commencing at Section 25), and to add Sections 37, 38, and 71 to the Citrus Pest District Control Act (Chapter 89, Statutes of 1939), relating to the consolidation of districts.

Referred to Committee on Agriculture.

Senate Constitutional Amendment No. 26: By Senator Holmdahl—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XII thereof a new section to be numbered 22.5, relating to the fixing of rates of charges for the transportation of passengers and freight by railroads and other transportation companies.

Referred to Committee on Public Utilities.

Senate Constitutional Amendment No. 27: By Senator Holmdahl—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XII thereof a new section to be numbered 22.5, relating to the fixing of rates of charges for the transportation of passengers and freight by railroads and other transportation companies.

Referred to Committee on Public Utilities.

Senate Constitutional Amendment No. 28: By Senator Holmdahl—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 11 of Article VI of said Constitution, relating to courts.

Referred to Committee on Elections.

Senate Constitutional Amendment No. 29: By Senators Thompson and Erhart—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XI thereof a new section to be numbered 4, relating to real property of public assistance recipients.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 30: By Senator Collier—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 22 to Article XIII thereof, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Senate Joint Resolution No. 20: By Senator Richards—Relative to memorializing Congress to enact legislation prohibiting subliminal radio and television messages.

Referred to Committee on Business and Professions.

Senate Joint Resolution No. 21: By Senators Burns and Collier (Co-authored by Assemblyman Backstrand)—Relating to the construction of roads by federal agencies.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 65: By Senator Burns—Relative to the long-suffering of the American people at the hands of press agents promoting special weeks.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 66: By Senator Brown—Relative to appropriation of water in Mono and Inyo Counties.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 67: By Senator Regan—Relative to creating the Joint Judiciary Committee on Administration of Justice.

Referred to Committee on Rules.

ADJOURNMENT

At 5:47 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, May 5, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-NINTH LEGISLATIVE DAY

EIGHTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, May 5, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, in these days when we are literally and figuratively "up in the air" with excitement about the possibilities of the conquest of space, help us to keep our feet on the planet EARTH where we have yet some unfinished business. The fear of extinction by nuclear warfare haunts us night and day. Ignorance, bigotry, poverty, hunger, disease, greed, and crime stalk the earth like beasts of prey. Grant us wisdom to use our abundant supplies of knowledge and goodness to win the day. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Fisher, on motion of Senator Beard, due to legislative business.

Senator Shaw, on motion of Senator Stiern, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ruth Patri, Donna Rhode, Betty Peterson, Mr. Thompson, and the following students from Hayward School: Carol Anthony, Carol Silva, Claudia Thompson, Linda Rhode, Jackie McMillian, Paula Rohn, Priscill

Spillner, Jean Finch, Dolores Petri, Debbie Petri, Judy Thomas, Pamella Clark, and Robin Petersen. Also, Mr. Strodtbeck, Mr. Kappeler, and the following eighth grade classes from Earl Warren School: Christine Adams, Weil Boitnott, Bob Bravo, Bob Britt, Nancy Brooks, Elaine Callen, Victoria Canoles, Diane Carlson, Glen Davis, John Disbro, James Fawns, Nellie Figueroa, Shirley Fox, George Hernandez, Linda Holden, Terrilynn Hull, Paul Lauriton, Leonard Martini, Steve Morris, Madeline McCallum, Larry Nauck, Bob Nichols, Bill Pregno, Sandra Parma, Joe Rasmussen, Pam Bowling, Sue Breidenbach, Judy Browne, Dana Elliott, Joanne Giliberti, Sandra Gimbel, Kathy Huddy, Dianne Kelly, Linda Klote, Susan Lodge, Sherrin Loyd, Karen Lunsford, Jackie Matney, Pat Montague, Carol Partridge, Judy Randall, Marilyn Rossi, Catherine Severns, Saundra Soares, Jay Spiller, Lorraine Stebbins, Tom Watson, Bob Abreu, Allen Anderson, Dean Barnett, Gary Bezzinelli, Jim Brigadie, Bob Chesley, Jim Crawford, George Dudoit, Cliff Gossett, Ross Holmes, Jim Logan, John Rassier, Jim Voellmeke, Danny Whittemore, Pat Castle, John Gula, Al Housh, Bruce King, Tom Lorentzen, George Loveday, Allen McKinney, Ronnie Mooney, Danny Sands, Jim Schlieper, Bob Smith, Doug Stromgren, Dan Swensen, Craig Terrell, Barbara Barrett, Donna Bridgeman, Linda Casto, Cathy Connell, Tanya Dennis, Roxann Hauger, Judy Heathorn, Margaret Kramer, Susan Larson, Linda Littler, Margaret Mitchell, Dianna Powell, Margaret Ringland, Barbara Schroeder, and Sydney Strock. Also, Dr. Robert N. Rhiener of Hayward, Dr. C. F. Bentley of Livermore, and Irving Johnson of Alameda.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Sue Rath, Mrs. Marge Preis, Mrs. Louise Fulford, and the following students of Mary Detering School in Carmichael: Doriann Darling, Susan Escott, Carolyn Fite, Charlotte Fulford, Lynn Gifford, Dayle Gittins, Lynnda Glasgow, Linda Gorman, Christine Grubb, Sheila Holt, Emily Jensen, Stephanie Kimball, Mary Ann Preis, Diane Rath, Janet Smith, Lynda Stinn, and Karen Esvelt.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lesanne Coffin, Marilyn Pryar, and Mike Mallin, all of Menlo Park. Also Mrs. Betty Cutten of Woodside.

On request of Senators Brown and Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. George Washington of San Bernardino.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Josephine Cox, Miss Gloria San Juan, teachers, Mr. Edward Meechoke, principal, and the following students from El Pueblo School in Pittsburg: James Ary, Merlin Beardsley, James Beshears, Doris Bostick, Antonett Cariglio, Raquel Castro, Viola Currie, Clifford Davis, Lamell Davis, Wanda Felix, Dale Ferguson, Delores Green, Jacqueline Griffen, Carlis Harris, Christine Howard, Linda Hudson, Renee Jeffrey, Sonjia Johnson, James Koontzy, Victor Manning, Lonnie McDowell, Andrea Munoz, Hattie Myers, Stanley Nickelson, Kenneth Owens, Hozie Palmer, Tommy

Ranchey, Allentina Snipes, Donald Taylor, Harold Winston, Lillie Anderson, Linda Bean, Elizabeth Behm, Jennifer Blackman, Joseph Brown, Diane Duffey, Cenzie Edwards, Eneida Feleciano, Gail Ferguson, Arthur Hackett, Sidney Hall, Eldridge Henry, Esther Hill, Linda Ingram, Irma Jones, Bert Jeffrey, James Logan, Roy Lopez, Dolores McCoy, Michael Miller, Collins Myers, Richard Nazareta, Bobby Oler, Joyce Palmer, Rosa Quesada, Clarence Rice, Joanne Saguindel, Peter Sandoval, Carol Ann Sims, Janet Thames, Archie Thompson, Eva Weaver, and Roy Yates.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge Edwin J. Owens of Santa Clara; Judge Marshall S. Hall of San Jose; Judge Byrl R. Salsman and Russell Bryan of Palo Alto; and Senator Sanborn Young, Dr. Lawrence Moitozo, and Mr. John Boardman of Los Gatos.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to David B. Probert, teacher, R. Warren McKinney, R. L. Gaut, and the following students from Bolinas School: Grace M. Bagley, Patricia R. Carlton, Charles M. Evans, Susan F. Gaut, James T. Huntziker, Robert L. Leoni, John T. Machado, Wayne W. McKinney, Susan V. McLaren, Barbara E. Miller, William C. O'Brien, Rebecca A. Probert, Tony S. Smith, Pauline L. Sweeden, and Willie J. Tacherra.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Heidi Anderson, and Marjorie and Shelley Anderson, all of Arcadia. Also, Helen Boughton and Phyllis Edgecomb of Los Angeles.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Hanlon P. Tharp, principal, Mr. Vincent E. Burns, vice principal, Mr. Herbert C. Behm, counselor, Mrs. Don Bleiberg, Mrs. Wm. Peterson, and the following students from Quincy Junior-Senior High School: Ted DuPont, Elaine Ahrenholz, Sheila Mattice, Elfreide Walzberg, Sandra Gregory, Betty Kay McClard, Judy Rose, Lorna Turner, Karen Peterson, Judy Hilton, Joanne Heckala, Dean Ahrenholz, Janet Johnson, Diane Watkins, Coleen Conklin, Lorna Intorf, Donna Larson, Levenne Patillar, Sue Dragon Crawford, Marion Faes, Foreign Exchange Student, Carol Lyons, Diane Bleiberg, Irene Brustad, Ann Vandemark, Wendy Webster, Mike Schott, and Joan Herbert.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frank J. Callahan, teacher, Mrs. Vernon Rieger, Mrs. Claud Hay, and the following students from Live Oak School: John Anguiano, Edward Brackett, Jerry Burch, Dale Graham, George Lerner, Michael Morihata, Nick Parises, Robert Reynolds, Dennis Rieger, Kenneth Skibo, John Suetos, Michael Willis, Alta Carson, Carol Dyer, Marguerite Farmer, Marilyn Flewellen, Claudette Hay, Betty Hieb, Hiroko Matsumoto, Sandra McClees, Judith Norris, Beatrice Okazaki, and Dorothy Weston. Also Mrs. William Montgomery, Mrs. Humphries, and the following Stockton Teenagers for Democrats: Gary Wiler, president; Darryl Miller, Dianna

Croce, Orson Laam, Barbara Farley, Larry Heikkinen, Fred Humphries, Wendell Martin, Sharon Harris, Ken Washington, Janita Vanderhach, Vera White, Dorothy Caswell, Wilbur Smith, Mike Hazel, Wanona McCullum, and Bonnie Buninger.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dave Fink, Herb Jenks, and Phil Tozier, of Newport Beach; Jim Stiver and Clyde Robinson of Los Angeles; and Chet Umberham and Fritz Maugold of Orange County.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Henry Pfalzgraf of Sonoma, Mr. W. L. Hepworth of Sebastopol, Mr. John Freitas of Santa Rosa, and Mr. Ralph Hobbs of Petaluma.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Charles Dubbs of Fresno.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Henry Choy, Tony Ison, Lai Lee, Roosevelt Dozier, P. B. Tinaco and Mrs. Tinaco, Andy Valdez, Manuel Adlao, Charles Favilla and son George, Milton ("Whitey") Taylor, Al Law, Muriel and Janice Herlihy (mother and daughter), Majorie Nash, Rose Terrano, Walter Braunschweig, Roy Fross, Maurice Clay, Jeff Drapel, Manuel Loshuertos, Fred David, George Chan, James McClung and son "Jimmy," Nina Strickland, Jack and Adele Chapman, Lonnie Wong, Jane Chan, and Abram Bartie. Also Mr. Joseph A. Forbush, vice president of Phillips & Van Orden Co.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harry Hopkins of Torres-Martinez; Mrs. Jane Penn and Mrs. Louise Aguilar of Banning; and Dick Thomas of Whittier.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1317

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 27
Senate Bill No. 137
Senate Bill No. 163
Senate Bill No. 164
Senate Bill No. 165
Senate Bill No. 326
Senate Bill No. 392
Senate Bill No. 541
Senate Bill No. 595
Senate Bill No. 781
Senate Bill No. 949
Senate Bill No. 85
Senate Bill No. 400

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 94	Assembly Bill No. 1837
Assembly Bill No. 316	Assembly Bill No. 1849
Assembly Bill No. 468	Assembly Bill No. 1862
Assembly Bill No. 484	Assembly Bill No. 1875
Assembly Bill No. 499	Assembly Bill No. 1939
Assembly Bill No. 579	Assembly Bill No. 1944
Assembly Bill No. 1271	Assembly Bill No. 1962
Assembly Bill No. 1346	Assembly Bill No. 2022
Assembly Bill No. 1426	Assembly Bill No. 2033
Assembly Bill No. 1517	Assembly Bill No. 2063
Assembly Bill No. 1555	Assembly Bill No. 2087
Assembly Bill No. 1558	Assembly Bill No. 2176
Assembly Bill No. 1580	Assembly Bill No. 2180
Assembly Bill No. 1603	Assembly Bill No. 2186
Assembly Bill No. 1642	Assembly Bill No. 2217
Assembly Bill No. 1764	Assembly Bill No. 2237
Assembly Bill No. 1810	Assembly Bill No. 2277

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 94—An act to amend Section 4231 of, and to add Section 4243.5 to, the Agricultural Code, relating to milk.

Referred to Committee on Agriculture.

Assembly Bill No. 316—An act to amend Sections 23320, and 23397 of, and to add Section 24051 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 468—An act to add Sections 35717, 35718, 35719, 35720, and 35721 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the restricting of highways by counties.

Referred to Committee on Transportation.

Assembly Bill No. 484—An act to amend Section 35002.3 and to repeal Sections 35158 and 35326 of the Government Code, relating to the annexation of territory by cities.

Referred to Committee on Local Government.

Assembly Bill No. 499—An act to add Section 5006.2 to the Public Resources Code, relating to state parks.

Referred to Committee on Natural Resources.

Assembly Bill No. 579—An act to amend Sections 13581, 13582, 13592, 13601, 13621, 13622, and 13651 of, and to add Sections 13580, 13604, 13651.3 13651.4, and 13739.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district employees.

Referred to Committee on Education.

Assembly Bill No. 1217—An act to amend Section 709 of the Probate Code, relating to the filing of claims with an executor or administrator.

Referred to Committee on Judiciary.

Assembly Bill No. 1346—An act to repeal Chapter 13.5 (commencing at Section 26259) of Part 2 of Division 2 of Title 3 of the Government Code, relating to preservation of newspapers.

Referred to Committee on Judiciary.

Assembly Bill No. 1426—An act to amend Section 1858.56 of the Civil Code, relating to warehousemen's liens.

Referred to Committee on Judiciary.

Assembly Bill No. 1517—An act to amend Section 12900 of the Corporations Code, relating to co-operative corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1555—An act to add Section 1102.6 to the Agricultural Code, relating to egg standards.

Referred to Committee on Agriculture.

Assembly Bill No. 1558—An act to amend Section 68540 of the Government Code, relating to assignment of judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1580—An act to add Article 5.9 (commencing with Section 799.1), Chapter 1, Part 2, Division 1, and Section 10270.505 to the Insurance Code, relating to the regulation of credit life and credit disability insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1603—An act to add Section 5527 to the Business and Professions Code, relating to the practice of architecture.

Referred to Committee on Business and Professions.

Assembly Bill No. 1642—An act to amend Section 71180 of, and to add Section 71180.3 to, the Government Code, relating to judges of justice courts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 1764—An act to add Section 224.5 to, and to amend Section 225 of, the Labor Code, relating to wage deductions.

Referred to Committee on Labor.

Assembly Bill No. 1810—An act to add Article 5 (commencing with Section 33955) to Chapter 5, Part 1, Division 24 of the Health and Safety Code, relating to community redevelopment and urban renewal plans and bonds.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1837—An act to amend Section 2164 of the Welfare and Institutions Code, relating to property qualifications for old age assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1849—An act to amend Section 17454 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to service of process on nonresident vehicle operators.

Referred to Committee on Transportation.

Assembly Bill No. 1862—An act to amend Section 13737 of the Education Code, as enacted by Legislature at its 1959 Regular Session, relating to re-employment of noncertificated school district employees.

Referred to Committee on Local Government.

Assembly Bill No. 1875—An act to amend Sections 72706 and 72708 of the Government Code, relating to the officers and attaches of municipal courts in Los Angeles County.

Referred to Committee on Local Government.

Assembly Bill No. 1939—An act to add Sections 19035.9 and 19035.10 to the Business and Professions Code, relating to proceedings of the California Advisory Board of Furniture and Bedding.

Referred to Committee on Business and Professions.

Assembly Bill No. 1944—An act to add Sections 8919.1 and 8919.2 to the Business and Professions Code, relating to proceedings of the Yacht and Ship Brokers Commission.

Referred to Committee on Business and Professions.

Assembly Bill No. 1962—An act to amend Sections 729.03 and 729.15 of, and to add Sections 729.17, 729.18, 729.19 and 729.20 to, the Vehicle Code, and to amend Sections 31602 and 31614 of, and to add Sections 31616, 31617, 31618 and 31619 to, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the transportation of explosives, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Assembly Bill No. 2022—An act to amend Section 20803 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to tax rates of school districts.

Referred to Committee on Education.

Assembly Bill No. 2033—An act to add Section 69891.6 to the Government Code, relating to secretaries of superior court judges.

Referred to Committee on Local Government.

Assembly Bill No. 2063—An act to amend Section 69 of the Civil Code and Section 10350 of the Health and Safety Code, relating to marriage licenses and certificates of registry of marriage.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2087—An act to add Section 7141.5 to the Education Code, and to add Section 17252 to the Education Code as enacted at the 1959 Regular Session, relating to the duties of county superintendents of schools and county auditors in respect to state apportionments for school districts, and declaring the urgency thereof to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 2176—An act to amend Section 626 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2180—An act to amend Sections 74182, 74183, 74184 and 74185 and to repeal Section 74186 of the Government Code, relating to the officers and attaches of the municipal court established in a district embracing the City of Sacramento.

Referred to Committee on Local Government.

Assembly Bill No. 2186—An act to amend Section 4850 and 5200 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to issuance of vehicle license plates.

Referred to Committee on Transportation.

Assembly Bill No. 2217—An act to amend Sections 73772 and 73773 of the Goverment Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 2237—An act to amend Sections 321 and 323 of the Agricultural Code, relating to foreign cold storage meat.

Referred to Committee on Agriculture.

Assembly Bill No. 2277—An act to amend Section 24360.2 of the Health and Safety Code, relating to air pollution control.

Referred to Committee on Public Health and Safety.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 4
Assembly Joint Resolution No. 26

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 38 to Article IV, by repealing Section 25¾ of Article IV, by amending Section 25¾ of Article IV, relating to expenditure of state funds.

Referred to Committee on Finance.

Assembly Joint Resolution No. 26 - Relating to the establishment of uniform rules of the road throughout the United States.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 891

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 124

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Assembly Bill No. 1004
Assembly Bill No. 1367
Assembly Bill No. 1545
Assembly Bill No. 1693

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 1363

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended and to Consent Calendar.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 150

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1237

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Assembly Bill No. 297
Assembly Bill No. 1487
Assembly Bill No. 1488

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 382

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 294
Assembly Bill No. 1002
Assembly Bill No. 384

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 742
Assembly Bill No. 292

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 576

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 609
Assembly Bill No. 1635

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 320
Senate Bill No. 611
Assembly Bill No. 1630
Assembly Bill No. 1634

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 143
Senate Bill No. 778
Senate Bill No. 977

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 564

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 981

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 102
Senate Bill No. 948

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Assembly Bill No. 686

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 686

Senator Johnson moved that Assembly Bill No. 686 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 686—An act to add Sections 16906 and 17050.5 to the Business and Professions Code, relating to trading stamps.

Bill read second time.

Motion to Amend

Senator Johnson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Senate April 6, 1959, strike out "in connection with a cash sale", and insert "as the equivalent of a cash discount".

Amendment No. 2

On page 1, line 19, strike out "in connection with a cash sale", and insert "as the equivalent of a cash discount".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 56

Reports the same back with author's amendments with the recommendation: Amend, and refer to proper interim committee for study.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 56

Senator Murdy moved that Senate Bill No. 56 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 56—An act to amend Sections 30, 703, and 725 of, and to add Article 3 (commencing with Section 750) to Chapter 1, Division 2 of, the Fish and Game Code, relating to commercial fishing.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 28, 1959, strike out lines 20 to 23, inclusive, and insert "tively engaged in, commercial fishing or processing. Two of such members shall be sportsmen,".

Amendment No. 2

On page 2, line 25, strike out "businesses", and insert "interests".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 128

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 128

Senator Hollister moved that Senate Bill No. 128 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 128—An act to amend Sections 142 and 168 of the Vehicle Code, relating to the registration of vehicles.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 142 and 168 of the Vehicle Code", and insert

"Section 12501 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 2

In line 2 of the title, strike out "registration", and insert "licensing of operators".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 12501 of the Vehicle Code as enacted at the 1959 Regular Session is amended to read:

12501. The following persons are not required to obtain a driver's license:

(a) An officer or employee of the United States, while operating a motor vehicle owned or controlled by the United States on the business of the United States.

(b) Any person while driving or operating implements of husbandry incidentally operated or moved over a highway.

[(c) Any person while operating a self-propelled wheelchair or invalid tricycle.]"

Amendment No. 4

On page 1, strike out lines 2 through 26, inclusive, and strike out all of pages 2, 3, and 4.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 1106

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 1106

Senator Burns moved that Senate Bill No. 1106 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1106—An act to add Chapter 8 (commencing with Section 12930) to Part 6 of Division 6 of the Water Code, relating to provision for the development of the water resources of the State by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1960.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "6", and insert "8".

Amendment No. 2

On page 1, strike out line 8, and insert

"12931. Insofar as it is not inconsistent with the express provisions of this chapter, the State General Obligation Bond Law (Chapter 4 (commencing at Section 16720) of Part 3, Division 4, Title 2 of the Government Code), is adopted for the purpose of the issuance, sale, and repayment of, and otherwise providing with respect to, the bonds authorized to be issued by this chapter, and the provisions of that law are included in this chapter as though set out in full in this chapter. All references in this chapter to "herein" shall be deemed to refer both to this chapter and such law.

12932. There is hereby created a California Water Resources Development Finance Committee composed of the Governor, the State Treasurer, the State Controller, Director of Finance and Director of Water Resources, all of whom shall serve without compensation, and the majority of whom shall be empowered to act for said committee. The Director of Finance shall provide such assistance, and the Attorney General shall furnish such legal advice, to the California Water Resources Development Finance Committee as it may require.

12933. As used in this chapter and for the purposes of this chapter as used in the State General Obligation Bond Law, the following words shall have the following meanings:

(a) "Committee" shall mean the California Water Resources Development Finance Committee created by Section 12932.

(b) "Board" or "department" shall mean the Department of Water Resources.

(c) "Fund" shall mean the California Water Resources Development Bond Fund created by Section 12934.

(d) "State Water Project" shall mean the following facilities:

(1) A multiple purpose dam and reservoir on the Feather River in the vicinity of Oroville, Butte County, and dams and reservoirs upstream therefrom in Plumas County in the vicinity of Frenchman, Grizzly Valley, Abbey Bridge, Dixie Refuge and Antelope Valley;

(2) An aqueduct system which will provide for the transportation of water from a point or points at or near the Sacramento-San Joaquin Delta to termini in the Counties of Marin, Alameda, Santa Clara, Santa Barbara, Los Angeles and Riverside, and for delivery of water both at such termini and at canal-side points en route, for service in Solano, Napa, Sonoma, Marin, Alameda, Contra Costa, Santa Clara, San Benito, Santa Cruz, Fresno, Tulare, Kings, Kern, Los Angeles, Ventura, San Bernardino, Riverside, Orange, San Diego, San Luis Obispo, Monterey and Santa Barbara Counties.

Said aqueduct system shall consist of intake and diversion works, conduits, tunnels, siphons, pipe lines, dams, reservoirs, and pumping facilities, and shall be composed of a North Bay aqueduct extending to a terminal reservoir in Marin County; a South Bay aqueduct extending to terminal reservoirs in the Counties of Alameda and Santa Clara; a San Joaquin Valley-Southern California

aqueduct extending to termini in the vicinity of Newhall, Los Angeles County, and Perris, Riverside County, and having a capacity of not less than 2,500 cubic feet per second at all points north of the northerly boundary of the County of Los Angeles in the Tehachapi Mountains in the vicinity of Quail Lake; a coastal aqueduct beginning on the San Joaquin Valley-Southern California aqueduct in the vicinity of Avenal, Kings County, and extending to a terminal at the Santa Maria River;

(3) Master levees, control structures, channel improvements, and appurtenant facilities in the Sacramento San Joaquin Delta for water conservation, water supply in the Delta, transfer of water across the Delta, flood and salinity control, and related functions.

(4) Facilities for removal of drainage water from the San Joaquin Valley.

(5) Including for the foregoing (1 through 4) the relocation of utilities and acquisition of all lands, rights-of-way, easements, facilities for the generation and transmission of electrical energy, machinery, equipment, apparatus, and all appurtenances necessary or convenient therefor.

(6) Provision for water development facilities for local areas as provided in Chapter 5 (commencing at Section 12880) of Part 6 of Division 6 of the Water Code as the same may now or hereafter be amended, except that of the total amount of the bonds provided for in Section 12934 hereof, no more than one hundred thirty million dollars ($130,000,000) shall be utilized for the said provision of water development facilities for local areas.

12934. The object of this chapter is to provide the necessary funds for a water resources development system in the State. For the purpose of creating a fund, herein designated the California Water Resources Development Bond Fund, to provide for the acquisition, construction and completion of the State Water Project herein specified, the committee shall be and is hereby authorized and empowered to create a debt or debts, liability or liabilities of the State of California in the aggregate principal amount of one billion seven hundred fifty million dollars ($1,750,000,000) in the manner and to the extent herein provided, but not otherwise nor in excess thereof.

12935. All bonds herein authorized, which shall have been duly sold and delivered as herein provided, shall constitute valid and legally binding general obligations of the State of California, and the full faith and credit of the State of California is hereby pledged for the punctual payment of both principal and interest thereof. Notwithstanding the provisions of subdivision (b) of Section 16731 of the Government Code, the first date or dates of maturity of any series of bonds issued under this chapter shall be not more than 10 years, and the last dates of maturity of any such series of bonds may be fixed at any date or dates to and including 50 years, after the date of that series.

12936. The ways and means for the payment of the interest on and the principal of such bonds shall be as follows:

(a) There shall be collected annually in the same manner and at the same time as other state revenue is collected such a sum, in addition to the ordinary revenues of the State, as shall be required to pay the principal and interest on said bonds as herein provided, and it is hereby made the duty of all officers charged by law with any duty in regard to the collection of said revenue, to do and perform each and every act which shall be necessary to collect such additional sum.

There is hereby appropriated from the General Fund in the State Treasury such sum annually as will be necessary to pay the principal of and the interest on the bonds issued and sold pursuant to the provisions of this chapter, as said principal and interest become due and payable.

On the several dates on which funds are remitted pursuant to Section 16676 of the Government Code for the payment of the then maturing principal and interest on the bonds, to wit, on the several dates of maturity of said principal and interest in each fiscal year there shall be transferred into the General Fund in the State Treasury from revenues deposited in the fund as provided in subdivision (b) of this Section 12936, and from any accrued interest and premiums received on any sale, or sales of the bonds, so far as available therein, amounts equal to, but not in excess of, all sums so becoming due for principal and interest and in the event such money received from such sources and so returned on said remittance dates is less than the principal and interest then due and payable then the balance remaining unpaid shall be transferred to the General Fund out of moneys in the fund received from such sources as soon thereafter as it shall become available, together with interest thereon, from such remittance dates until so returned at the same rate as borne by the bonds compounded semi-annually.

(b) All revenues derived from the sale, delivery or use of water or power, and all other income or revenue, derived by the State, from the State Water Project shall be deposited in a special account or accounts in the California Water Resources Development Bond Fund and shall be accounted for and used annually only for the following purposes and in the following order, to wit:

1. The payment of the reasonable costs of the annual maintenance and operation of the State Water Project, and the replacement of any parts thereof.

12941. The committee may authorize the State Treasurer to sell all or any part of the bonds herein authorized at such date or dates as may be fixed by the State Treasurer and no direction of the Governor shall be required. The provisions of Sections 16750 and 16754 respecting the direction of the Governor shall not be applicable to such sale."

Amendment No. 3

On page 1, strike out lines 9 to 13, inclusive, and on page 2, strike out lines 1 to 45, inclusive.

Amendment No. 4

On page 3, lines 12 and 13, strike out "nine hundred sixty million dollars ($960,000,000)", and insert "one billion seven hundred fifty million dollars ($1,750,000,000)".

Amendment No. 5

On page 3, lines 20 to 21, strike out "nine hundred sixty million dollars ($960,000,000)", and insert "one billion seven hundred fifty million dollars ($1,750,000,000)".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 1106

Amendment No. 1

In line 4 of the heading of the printed bill, strike out "and".

Amendment No. 2

In line 5 of the heading, after "Brown", insert ", and Farr".

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 754

Reports the same back with author's amendments with recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 754

Senator Farr moved that Senate Bill No. 754 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 754—An act to add Section 730.05a to the Civil Code, relating to the inclusion in the Uniform Principal and Income Law of provisions concerning the distribution of net probate income.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 33, of the printed bill, after "acting", insert "and shall forthwith pay said income to the income beneficiaries."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 710
Senate Bill No. 952

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 710

Senator Teale moved that Senate Bill No. 710 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 710 An act to add Article 9 (commencing at Section 50230) to Chapter 1, Part 1, Division 1, Title 5 of the Government Code, relating to abandoned excavations.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 3, of the printed bill, as amended in Senate March 30, 1959, after the period, insert "The resolution shall contain a statement of the facts which constitute the nuisance."

Amendment No. 2

On page 3, line 49, after the period, insert "Such lien attaches upon recordation in the office of the county recorder of the county in which the property is situated of a certified copy of the resolution of confirmation."

Amendment No. 3

On page 4, strike out lines 42 to 45, inclusive, and insert "of the local agency."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 952

Senator Holmdahl moved that Senate Bill No. 952 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 952 An act to amend Section 12201 of the Penal Code, relating to machine guns.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate April 29, 1959, strike out "and city marshals offices, or", and insert ", city marshal's offices,".

Amendment No. 2

On page 1, line 8, after "States", insert ", or any other public agency".

Amendment No. 3

On page 1, strike out lines 12 and 13, and insert "office, city marshal's office, or other public agency when on duty and such use is within the scope of their duties."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 544

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 544

Senator McBride moved that Senate Bill No. 544 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 544 An act to amend Sections 23771, 24755 and 24757 of, and to add Section 24756.5 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Senate March 20, 1959, strike out "resale", and insert "retail".

Amendment No. 2

On page 2, line 10, strike out "resale", and insert "retail".

Amendment No. 3

On page 2, line 16, strike out "resale", and insert "retail".

Amendment No. 4

On page 2, line 19, after "No", insert "retail off-sale".

Amendment No. 5

On page 2, line 20, after "spirits", insert "or beer".

Amendment No. 6

On page 2, line 21, strike out "resale", and insert "retail".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 795

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 795

Senator Dolwig moved that Senate Bill No. 795 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 795 An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "9006", and insert "9034".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 9034 of the Welfare and Institutions Code is amended to read:

9034. Subject to appropriation therefor, there shall be paid to each city or county on account of expenditures subject to reimbursement by the State pursuant to Section 9030, 50 percent of the net amount expended from local funds [, and for] *until the amount expended from local funds exceeds an amount equal to one-half cent on each one hundred dollars ($100) of the assessed valuation of the taxable property in the county or city for the preceding year, thereafter, there shall be paid to each city or county on account of such expenditures 75 percent of the amount expended from local funds in excess of one-half cent on each one hundred dollars ($100) of such assessed valuation. For* the purpose of determining said net amount, there shall be deducted from the cost of services any fees received from patients, and any other revenues received, save and excepting that funds received from the Federal Government under the National Mental Health Act and the Health Amendments Act of 1956 shall not be deducted from the cost of services. Where, however, such funds received from the Federal Government under the National Mental Health Act and the Health Amendments Act of 1956 for any fiscal year exceed 50 percent of the net amount expended from the local funds during such fiscal year, as such net amount is computed in accordance with the provisions here contained, then the amount of state reimbursement provided for herein shall be reduced by such excess. Reimbursement shall be made on a quarterly basis, upon submission to the Director of Mental Hygiene of such information as he may require.

SEC. 2. This act shall become operative July 1, 1960."

Amendment No. 3

On page 1, strike out lines 2 to 19, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Regan:

SENATE CHAMBER, May 4, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1285 An act to amend Sections 6851, 6852, 6857, 6870, 6875, 6877, 6880, 6885, 6886, 6887, 6888, 6889, 6890, 6891, 6892, 6895, 6900, 6901, 6902,

6905, 6906, 6907, 6909, 6910, 6911, 6912, 6913, 6914, 6915, 6916, 6921, 6922, 6923, 6925, 6930, 6931, 6947, 6948, 6949, 6950, 6951, 6955, and 6956 of, and to amend and renumber Sections 6863, 6866, and 6867 of, and to add Sections 6854, 6855, 6860, 6861, 6865, 6865.5, 6866, 6866.5, 6867, 6867.5, 6868, 6868.5, 6873, 6876, 6876.1, 6876.2, 6878, 6878.1, 6886.1, 6906.1, 6916.1, 6925.1, 6947.1, 6949.1, and 6949.2 to, and Articles 5.5 (commencing at Section 6894) and 6.5 (commencing at Section 6904) to Chapter 8 of Division 3 of, and to repeal Sections 6854, 6855, 6860, 6861, 6862, 6864, 6864.5, 6865, 6876, 6878, 6879, 6920, 6926, 6945, and 6946 of, the Business and Professions Code, relating to collection agencies.

Respectfully submitted,

SENATOR REGAN

Request read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 105—An act to amend Sections 21822 and 21880 of, and to add Section 21880.5 to, the Business and Professions Code, relating to brake fluid.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 105?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 4, 1959, strike out "Section 21880", and insert "Sections 21822 and 21880".

Amendment No. 2

In lines 1 and 2 of the title, strike out "Sections 21822, and", and insert "Section".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 105 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teal, and Williams—31.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 272—An act to amend Sections 480 and 1802 of the Probate Code and Sections 106, 1581, 1586 and 1587 of the Financial Code, relating to conservatorship.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 272?

Amendment No. 1

On page 1, line 8, of the printed bill, after "ward", insert "or conservatee".

Amendment No. 2

In line 2 of the title of the printed bill, as amended in Assembly April 17, 1959, after "106," insert "1580,".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 272 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, and Williams—29.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 284 An act to amend Section 27641 of the Government Code, relating to the county counsel.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 284?

Amendment No. 1

On page 1, after line 5 of the printed bill, insert

"A county counsel in office on the effective date of the amendment to this section enacted at the 1959 Regular Session who was appointed for a fixed term shall nonetheless serve at the pleasure of the board of supervisors rather than for the fixed term for which he was appointed."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 284 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, and Williams—30.

NOES—None.

Above bill ordered enrolled.

Request for Unanimous Consent

At 3:37 p.m., Senator Slattery asked for, and was granted, unanimous consent to have the record show that he was excused to attend an Assembly meeting.

Consideration of Assembly Amendments

Senate Bill No. 332 An act to amend Sections 26002, 26003, 26004, 26005, 26006, 26007, 26008, 26009, 26010, 26011, 26012, 26013, 26015, and 26016 of, and to add Section 26014.1 to, the Corporations Code, relating to fees under the Corporate Securities Law, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 332?

Amendment No. 1

On page 2, line 7, of the printed bill, strike out "Three", and insert "Two".

Amendment No. 2

On page 2, line 11, after "($5,000,000)", insert "and not exceeding ten million dollars ($10,000,000)".

Amendment No. 3

On page 2, between lines 11 and 12, insert

"(6) One five hundredth of 1 percent of such amount in excess of ten million dollars ($10,000,000)."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 332 by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—29.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 558—An act to amend Section 346 of the Streets and Highways Code, relating to state highway routes.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 558?

Amendment No. 1

In the heading of the printed bill, beneath "Introduced by Senator Christensen", insert "(Co-author: Assemblyman Belotti)".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 558 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Donnelly, Erhart, Gibson, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, and Williams—27.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 568—An act to add Article 5 (commencing at Section 50920) to Chapter 4 of Part 1 of Division 1 of Title 5 of the Government Code, relating to extraterritorial law enforcement activities of local peace officers.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 568?

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in Senate March 30, 1959, strike out "Section 3600 of the Labor Code notwithstanding,".

Amendment No. 2

On page 2, line 6, after the period, insert "Any injury, disability or death incurred under the circumstances described in this section shall be deemed to have arisen out of and been sustained in the course of employment for purposes of Workmen's Compensation and all other benefits."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 568 by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, and Williams—26.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 676—An act to add Section 12151.5 to the Fish and Game Code, relating to hunting accidents.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 676?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "12150.5", and insert "12151.5".

Amendment No. 2

On page 1, line 1, strike out "12150.5", and insert "12151.1".

Amendment No. 3

On page 1, line 3, strike out "12150.5", and insert "12151.5".

Amendment No. 4

On page 1, line 4, after "being", insert ", or domestic animal belonging to another,".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 676 by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stern, Teale, and Williams—30.

NOES—None.

Above bill ordered enrolled.

Request for Unanimous Consent

Senator Dilworth asked for, and was granted, unanimous consent to have the record show that his absence at the beginning of today's session was due to attendance at the meeting of the Allocation Board.

RESOLUTIONS

The following resolutions were offered:

By Senators Collier, Cameron, Cobey, Christensen, Beard, Farr, Dolwig, Grunsky, Fisher, Arnold, Regan, Holmdahl, Short, Richards, Coombs, McAteer, and O'Sullivan:

Senate Resolution No. 110

Relative to the passing of Cameron Lillie

WHEREAS, The recent and tragic death of Cameron L. Lillie has brought to a close the distinguished career of one of Los Angeles' most distinguished attorneys; and

WHEREAS, Cameron Lillie, a native of New York attended the DeSalle Military Institute and the New York University; and

WHEREAS, Cameron Lillie obtained his law degree from Southwestern University and served as an Assistant United States Attorney in Los Angeles for a number of years prior to embarking on his career in the private practice of the law; and

WHEREAS, Cameron Lillie, who distinguished himself in the practice of the law, was a member of the Los Angeles, State and National Bar Associations and an active leader in the Elk's Lodge 99; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this body hereby extend their sympathies to Mildred L. Lillie, widow of the late Cameron L. Lillie, and take this opportunity to praise the life of public service rendered by Cameron L. Lillie; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Mildred L. Lillie, widow of Cameron L. Lillie.

Resolution read, and unanimously adopted on motion by Senator Collier.

By Senator McAteer:

Senate Resolution No. 111

Relative to the one-hundredth anniversary of the founding of the University of San Francisco

WHEREAS, The University of San Francisco was founded on April 30, 1859, and is now celebrating its centennial anniversary; and

WHEREAS, Originally incorporated as St. Ignatius College, this fine university has risen to a place of eminence among institutions of higher learning in this State; and

WHEREAS, The university is recognized throughout the Country for its advanced techniques in education, as witnessed by its excellent program in labor-management relations, in its instruction courses in foreign languages, and its fine teacher, business administration and law programs; and

WHEREAS, The dedication of the Jesuit Fathers to the instruction of youth is renowned throughout the world and is exemplified in the highest degree at the University of San Francisco; and

WHEREAS, This State is justly proud of having within its borders such an institution as the University of San Francisco, and the university is to be commended for the contributions it has made to the welfare of the State during the 100 years of its existence; now therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate take this means to congratulate the University of San Francisco on its centennial anniversary, and to express the Legislature's admiration of the university's achievements; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to the Reverend John X. Connolly, S.J., President of the University of San Francisco.

Resolution read, and unanimously adopted on motion of Senator McAteer.

By Senator McAteer:

Senate Resolution No. 112

Relative to the seventy-fifth birthday of Harry S. Truman

WHEREAS, On May 8 of this year, Harry S. Truman, ex-president of the United States, will celebrate his seventy-fifth birthday; and

WHEREAS, Harry S. Truman has rendered many and great services to the Nation as a member of the United States Senate, as Vice-President of the United States and as President of the United States; and

WHEREAS, To mark the occasion of his birthday, Mr. Truman will speak to persons attending birthday parties in his honor all across the Nation through the use of closed circuit television; and

WHEREAS, Members of the Democratic Party in San Francisco will meet in the Civic Auditorium on Friday, May 8, at eight in the evening in honor of Mr. Truman and to hear and see his television broadcast; now, therefore, be it

Resolved by the Senate of the State of California, That the Members extend to Harry S. Truman their congratulations on the occasion of his seventy-fifth birthday; and be it further

Resolved, That the Secretary of the State is directed to transmit a suitably prepared copy of this resolution to Mr. Harry S. Truman.

Resolution read, and unanimously adopted on motion by Senator McAteer.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Burns:

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Assembly Bill No. 2661—An act making an appropriation to pay the expenses of Members of the Assembly, to take effect immediately.

Respectfully submitted,

SENATOR BURNS

Recommendation of Committee on Rules

SENATE CHAMBER, May 5, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Burns:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days

have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Assembly Bill No. 2661.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, and Williams—31.
NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Bill No. 2661

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Assembly Bill No. 2661, at this time, for consideration.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Burns:

Resolved, That Assembly Bill No. 2661 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Teale, Thompson, and Williams—32.
NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 2661

Assembly Bill No. 2661—An act making an appropriation to pay the expenses of Members of the Assembly, to take effect immediately.

Bill read second time.

Assembly Bill No. 2661—An act making an appropriation to pay the expenses of Members of the Assembly, to take effect immediately.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

Senate Bill No. 1022—An act to add Section 473.5 to, and to repeal Section 637.1 of the Agricultural Code, relating to milk and dairy products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal", and insert "amend".

Amendment No. 2

On page 1, line 6, after "acidity", insert "and may contain added milk solids and a harmless edible stabilizer not to exceed six-tenths of 1 percent by weight,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, line 11, strike out "repealed", and insert "amended to read:

637.1. Cream dressing is a product, made from pasteurized cream with added milk solids, to which one or more strains of lactic acid producing organisms has been added to give it a distinct lactic acid flavor. It shall contain not less than 16 percent of milk fat and not less than 24 percent of total milk solids. It may contain seasoning and a harmless edible stabilizer not to exceed six-tenths of 1 percent. It shall be labeled with the term "[cultured] cream dressing" [or "sour cream dressing"] and with the name and address of the distributor. *When sold to consumers cream dressing shall be in containers of at least one-half gallon capacity, except that cream dressing to which has been added a distinctive flavoring of onion, blue cheese, or other substance which imparts a distinctive flavor to the dressing, such dressing may be sold to consumers in containers of any size.*"

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Senate Bill No. 1127—An act to amend Section 1148.2 of the Agricultural Code, relating to labeling of nursery stock.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 961—An act to amend Section 10505 of the Water Code, relating to the appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "of any application".

Amendment No. 2

On page 1, line 4, strike out "appropriation", and insert "application".

Amendment No. 3

On page 1, line 6, after "the water", insert "covered by the application".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Water Resources.

Senate Bill No. 1049 An act to amend Section 8361 of the Water Code, relating to the Sacramento River Flood Control Project.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 2, of the printed bill, strike out lines 25 through 27, and insert "(o) The levees of Tisdale By-Pass from Tisdale Weir 4.5 miles easterly to Sutter By-Pass."

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Water Resources.

Senate Bill No. 1105 An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to water development, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 2, line 35, of the printed bill, strike out "an", and insert "a hydrographic".

Amendment No. 2

On page 2, line 36, after "(b)", insert "'Group No. 1" and "Group No. 2" mean the water development groups designated in Section 12011.
(c) "Planning Group" means a planning group within an area as designated on the map set forth at the end of Section 12011.
(d)".

Amendment No. 3

On page 2, line 39, strike out "(c)", and insert "(e)".

Amendment No. 4

On page 2, line 42, strike out "(d)", and insert "(f)".

Amendment No. 5

On page 2, line 49, strike out "2A", and insert "5B, 2A, 2B,".

Amendment No. 6

On page 2, line 51, strike out "2B, 3, 4, 5B", and insert "3, 4".

Amendment No. 7

Strike out the map between pages 2 and 3 and insert the following map:

Amendment No. 8

On page 3, line 3, strike out "51", and insert "65".

Amendment No. 9

On page 3, line 4, strike out "49", and insert "35".

Amendment No. 10

On page 3, line 8, strike out "27.5", and insert "30".

Amendment No. 11

On page 3, line 15, after "areas", insert "and planning groups".

Amendment No. 12

On page 3, strike out lines 17 to 20, inclusive, and insert

"Area	Planning Group	
1	Klamath-Trinity	5.21 percent
1	Eel-Mad	1.46 percent
1	Russian River	3.37 percent
1	Pacific Basins	1.66 percent
5A	Pit River Unit	3.29 percent
5A	Mt. Shasta Streams	4.62 percent
5A	Redding Streams	4.39 percent
5A	West-Side Streams	3.40 percent
5A	Antelope-Butte	3.53 percent
5A	Feather River Unit	13.19 percent
5A	Yuba Bear	9.66 percent
5A	American River	13.63 percent
5B	San Joaquin-Sierra	25.62 percent
5B	North Valley	2.31 percent
2	North Bay	.66 percent
2	S.E. Bay	.32 percent
2	Peninsula	.47 percent
6A	Lassen	.33 percent
6A	Alpine	2.87 percent".

Amendment No. 13

On page 3, line 31, strike out "21", and insert "13".

Amendment No. 14

On page 3, line 39, strike out "or combination of areas", and insert "and planning groups".

Amendment No. 15

On page 3, strike out lines 42 to 45, inclusive, and insert

"Area	Planning Group	
3	Santa Cruz-Pajaro	3.02 percent
3	San Benito	1.78 percent
3	Monterey Carmel	2.02 percent
3	Salinas River	13.55 percent
3	San Luis Obispo	10.10 percent
3	Santa Barbara	2.09 percent
4	Ventura	7.00 percent
4	San Diego	10.59 percent
5C	Tulare-Sierra	32.02 percent
5C	South Valley	17.83 percent".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Water Resources.

Senate Bill No. 1048—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to the full and integrated development of the water resources of the State.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

In line 2 of the heading of the printed bill, strike out "Johnson,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Water Resources.

Senate Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 5 to Article XIV thereof, relating to water.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 10, of the printed measure, strike out "may", and insert "shall".

Amendment No. 2

On page 1, strike out lines 11 and 13, inclusive, and insert "provide for the issuance and sale each year for 10 years commencing in 1961, of general obligation bonds in an amount of two hundred million dollars ($200,000,000), the pro-".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and re-referred to Committee on Water Resources.

Senate Bill No. 959—An act to amend Section 10504 of the Water Code, relating to the appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "any of its applications".

Amendment No. 2

On page 1, line 4, strike out "its appropriations", and insert "any applications filed or held by it under this part".

Amendment No. 3

On page 1, line 8, strike out "appropriation", and insert "application".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 731—An act to repeal Section 6 of Chapter 9 of the 1958 Regular Session, relating to transportation fees.

Bill read second time, ordered engrossed, and to third reading.

Motion to Re-refer Senate Bill No. 731

Senator McBride moved that Senate Bill No. 731 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 369—An act to amend Section 851 of the Public Utilities Code, relating to the disposition of property by public utilities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1, lines 5, 6, and 7, of the printed bill, as amended in Senate April 20, 1959, strike out "or a common carrier by motor vehicle subject to Part II of the Interstate Commerce Act (Title 49, U.S.C.)".

Amendment No. 2

On page 2, strike out lines 9 and 10, and insert "; provided, however, that nothing in this section shall apply to the interchange of equipment in the regular course of transportation between connecting common carriers."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 857—An act to add Section 6900 to the Labor Code, relating to safety in employment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1, line 1, of the printed bill, after the words "added to", insert "Division 5, Part 2, Chapter 2, of the Labor Code, titled "Operation Personnel," ".

Amendment No. 2

On page 1, line 1, strike out "the Labor Code,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 891—An act to add Section 11.5 to the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), relating to the Santa Barbara Flood Control and Water Conservation District, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 720—An act to amend Sections 506, 506.5, 506.7, 5001, 5003, 5003.5, 5004, 5005, 5006, 5006.1, 5006.5, 5007, 5008, 5010, 5010.5, 5012, 5015, 5016, 5019.5, 5020, 5021, 5022, 5023, 5025.11, 5025.12, 5025.2, 5033, 5034, 5037, 5041, 5042, 5060, 5063, 5064, 5072.5, 5073, 5074, 5076, 5080, 5082, 5084, 5085, 5086, 5087, 5088, 5089, 5090, and 5091 of, to repeal Sections 5012.1, 5013.5, 5035, 5036, 5075, and Article 4 (commencing at Section 5050) of Chapter 1, Division 5 of, and to add Sections 5017 and 5018 to, the Public Resources Code, relating to beaches and parks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 6 of the printed bill, as amended in Senate April 24, 1959, strike out lines 44 and 45, and insert

"5012. The department may, upon application by the proper authorities,".

Amendment read, and adopted.

Second Set of Amendments to Assembly Bill No. 720
Amendment No. 1

On page 5, line 2, of the printed bill, as amended in Senate April 24, 1959, strike out "conclusive", and insert "prima facie".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 1377—An act to amend Section 160.6 of the Agricultural Code, relating to licenses for pest control.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1643—An act to amend Section 12606 of the Business and Professions Code, relating to weights and measures.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1781—An act to amend Sections 819, 828.65, and 829.45 of the Agricultural Code, relating to containers.

Bill read second time, and ordered to Consent Calendar.

Assembly Joint Resolution No. 16 Relative to the Auburn Dam on the American River.

Resolution read second time, and ordered to Consent Calendar.

Assembly Bill No. 1242 An act to add Article 2.6 (commencing at Section 265) to Chapter 2.5 of Division 1 of, and Section 11554.1 to, the Water Code, relating to contracts by the Department of Water Resources for construction of projects.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, as amended in the Assembly March 19, 1959, strike out "a provision shall be included in such contracts which makes".

Amendment No. 2

On page 1, line 11, after "State", insert "in such contracts shall be expressly".

Amendment No. 3

On page 1, lines 17 and 18, strike out "a provision shall be included in such contracts which makes".

Amendment No. 4

On page 1, line 19, after "State", insert "in such contracts shall be expressly".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1916—An act to add Section 25210.78i to the Government Code, relating to county service areas.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1401—An act to add Sections 43401 and 43648.1 to, and to amend Section 43652.1 of the Government Code, relating to limited obligation bonds and the deposit and use of sales and use tax funds, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 10, of the printed bill, as amended in Assembly April 20, 1959, strike out the comma.

Amendment No. 2

On page 2, line 11, strike out "excepting those", and insert "except".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1436—An act to amend Section 13641 of the Revenue and Taxation Code, relating to inter vivos transfers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 890—An act to add Part 5 (commencing at Section 35700) to Division 24 of the Health and Safety Code, relating to discrimination in publicly assisted housing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2 of the printed bill, strike out lines 13 and 14, and insert "a religious, fraternal, or charitable association or corporation not organized or operated for private profit; provided, that such accommodations are being used in furtherance of the primary purpose or purposes for which the association or corporation was formed."

Amendment No. 2

On page 2, line 20, after "subdivisions", insert "; provided, that nothing herein contained shall apply to any housing accommodation solely because the owner thereof enjoys any type of tax exemption by virtue of his veteran status".

Amendment No. 3

On page 2, strike out lines 28 to 30, inclusive; and in line 31, strike out "(e)", and insert "(d)".

Amendment No. 4

On page 2, line 38, strike out "(f)", and insert "(e)".

Amendment No. 5

On page 3, line 43, strike out "person", and insert "owner of any publicly assisted housing accommodation to make or".

Amendment No. 6

On page 3, line 46, after "accommodation", insert "for the purpose of violating any of the provisions of this part."

Amendment No. 7

On page 3, line 50, strike out "or", and strike out lines 51 and 52; and on page 4, strike out lines 1 to 5, inclusive, and insert "shall have a right of action".

Amendment No. 8

On page 4, line 13, strike out "one thousand dollars ($1,000)", and insert "five hundred dollars ($500)".

Amendment No. 9

On page 4, after line 19, insert

"35741. Nothing in this part shall be construed to affect the title or other interest of a person who purchases, leases, or takes an encumbrance on a publicly assisted housing accommodation in good faith and without knowledge that the owner or lessor of the property has violated any provision of this part."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Assembly Bill No. 833—An act to amend Section 2804 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Motion to Retain Place on File

Senator Rodda moved that Assembly Bill No. 833 be passed on file and retain its place on second reading file.

Motion carried.

THIRD READING OF SENATE BILLS

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Motion to Retain Place on File

Senator Farr moved that Senate Bill No. 926 be passed on file and retain its place.

Motion carried.

Senate Bill No. 476—An act to amend Section 7300 of, and to repeal Sections 7301 and 7309 of, and to add Sections 7301 and 7309 to, the Welfare and Institutions Code, relating to the Langley Porter Neuropsychiatric Institute.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 48—An act to amend Sections 26, 951, 953, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to elections.

Motion to Refer Bill to Inactive File

Senator McBride moved that Senate Bill No. 48 be placed on the inactive file.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Concurrent Resolution No. 59—Relative to reports of the annual conventions or encampments of the Veterans of Foreign Wars of the Department of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Resolution No. 95

Relative to the introduction of guests

WHEREAS, This session of the Legislature must adjourn in less than nine weeks, and the number of measures on the Senate Daily File will become larger with each passing week; and

WHEREAS, It is essential that the Senate devote as much time as possible to its work without interruption if it is to fulfill its obligations with respect to such measures; and

WHEREAS, It is therefore necessary to restrict the introduction of guests of the Members of the Senate for the remainder of the session, solely for that purpose and without any disrespect for such guests intended or implied; now, therefore, be it

Resolved by the Senate of the State of California, That for the remainder of this session with the exception of official school visits which shall be introduced by the President, no Member of the Senate shall introduce any guests from the floor of the Senate, but in all cases may arrange to have the presence of their guests noted in the Journal.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, and Williams—30.

NOES—None.

Senate Bill No. 831—An act to amend Section 405 of, and to add Section 12520 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to the issuance of junior permits for the operation of motor-driven cycles.

Bill read third time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Senate April 7, 1959, after "darkness", insert "and shall not be valid on any freeway".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Resolution No. 109

Relating to recent highway legislation

WHEREAS, The Legislature of the State of California has enacted legislation providing a liberal and reasonable speed limit for the highways of the State and demanding strict enforcement of such a limit; and

WHEREAS, The appalling accident rate and death toll on the highways of this State have created a compelling public demand for a realistic approach to this problem; and

WHEREAS, The Delano District Chamber of Commerce initiated the movement which led to the enactment of the legislation hereinabove referred to, to provide a sensible and practical regulation of highway traffic; and

WHEREAS, On January 10, 1956 over three years ago the Board of Directors of the Delano District Chamber of Commerce, with William Perelli Minetti, president, and Ed Soderberg, secretary-manager, adopted a resolution urging that the maximum speed limit be placed at 65 miles per hour, to be scaled downward where local conditions required it, that radar devices and other modern enforcement methods be legalized, and that traffic regulations be strictly enforced; and

WHEREAS, The Delano District Chamber of Commerce sent copies of its resolution to all chambers of commerce, State Senators, Assemblymen, state executive officers, and other appropriate organizations and individuals in the State of California requesting their assistance in the campaign for public safety; and

WHEREAS, This forward looking movement on the part of the Delano District Chamber of Commerce resulted in a crystallization of public sentiment leading directly to the enactment of the legislation referred to; now, therefore, be it

Resolved by the Senate of the State of California, That this body takes this opportunity to commend the Delano District Chamber of Commerce for its foresight and initiative, and to congratulate it upon seeing its efforts so fruitfully realized; and be it further

Resolved, That the Secretary of the Senate is hereby directed to forward suitably prepared copies of this resolution to the Delano District Chamber of Commerce, to Mr. Perelli Minetti, former president, and Mr. Ed Soderberg, former secretary-manager; and to Mr. Lennie L. McClean, president, and Mr. H. C. Marsh, secretary-manager of the Delano District Chamber of Commerce.

Resolution read, and unanimously adopted on motion by Senator Stiern.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 700—An act to add Sections 20710, 20894, and 20896 to the Business and Professions Code, relating to petroleum products.

Bill read third time, and presented by Senator Rattigan.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 22, 1959, strike out "20894", and insert "20852, 20894, 20895".

Amendment No. 2

On page 2, between lines 12 and 13, insert

"SEC. 2. Section 20852 is added to said code, to read:

20852. There shall be prominently displayed on every dispensing device, from which gasoline is being sold at retail as a fuel for internal combustion engines, a sign or label, placed so as to be read in connection with the brand name, trademark, or trade name of the gasoline, consisting of the words "minimum octane number" or "octane number," together with arabic numbers identifying the octane rating of the gasoline.

The letters and numbers used in connection with this sign or label shall be of not less than one inch in height with a stroke of not less than one-eighth inch in width."

Amendment No. 3

On page 2, line 13, strike out "2", and insert "3".

Amendment No. 4

On page 2, between lines 27 and 28, insert

"SEC. 4. Section 20895 is added to said code, to read:

20895. When gasoline is offered for sale by any producer, manufacturer, distributor, broker, jobber, wholesaler, or seller, except at retail, said seller, at the time of the sale, must specify in writing the octane number of the gasoline sold. The octane number of said gasoline at the time of sale by said seller shall be not less than the octane number specified by said seller."

Amendment No. 5

On page 2, line 36, strike out "3", and insert "5".

Amendment No. 6

On page 2, line 38, strike out "Section 20894", and insert "Sections 20894 or 20895".

Amendments read.

Amendments Withdrawn

Senator Stiern withdrew his amendments to Assembly Bill No. 700.

Further Consideration of Assembly Bill No. 700

Assembly Bill No. 700—An act to add Sections 20710, 20894, and 20896 to the Business and Professions Code, relating to petroleum products.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, O'Sullivan, Rattigan, Regan, Rodda, Short, Teale, and Williams—22.
NOES—Senators Cobey and Montgomery—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 286 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 1160—An act to add Article 8.5 (commencing with Section 58250) to Chapter 1 of Division 1 of Title 6 of the Government Code, relating to withdrawal of territory annexed to a city.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 1160 be passed on file and retain its place.

Motion carried.

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of Article II thereof, relating to the right to vote.

Resolution read, and presented by Senator Cobey.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, and Teale—28.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 734—An act to amend Section 3352 of the Labor Code, to repeal Chapter 9 (commencing at Section 4250) of Part 1 of Division 4 of the Labor Code, relating to workmen's compensation.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Stiern, Teale, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 327—An act to amend Sections 5254 and 5255 of the Streets and Highways Code, relating to bonds of contractors and remedies in case of default by contractor.

Bill read third time, and presented by Senator Richards.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1042—An act to amend Sections 8707, 8714, 9301, 9776, and 10451, of the Revenue and Taxation Code, relating to the use fuel and motor vehicle transportation license tax laws.

Bill read third time, and presented by Senator Rodda.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Teale, and Williams—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1364—An act to add Section 26503 to the Vehicle Code as enacted by Chapter 3, Statutes of 1959, relating to airbrakes for vehicles.

Bill read third time, and presented by Senator Richards.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1365—An act to add Section 26502 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to airbrakes for vehicles.

Bill read third time, and presented by Senator Richards.
The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, and Teale—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 189—An act to amend Sections 3.6, 3.9 and 4.24 of the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547, Statutes 1957), relating to the Los Angeles Metropolitan Transit Authority.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 663—An act to amend Sections 5101, 5132 and 5220 of the Streets and Highways Code and Section 50550 of the Government Code, and to add Section 5103 to the Streets and Highways Code, relating to the installation and use of electric and telephone facilities.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 727—An act to amend Sections 8751 and 8765 of the Business and Professions Code, relating to land surveying.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 727 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 1793—An act to amend Section 22451 of the Financial Code, relating to charges on loans by personal property brokers.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Farr, Gibson, Grunsky, Hollister, McBride, McCarthy, Miller, O'Sullivan, Rattigan, Regan, Rodda, Short, and Williams—23.
NOES—Senators Dilworth, Donnelly, Holmdahl, Richards, and Teale—5.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1792—An act to amend Section 22480 of the Financial Code, relating to charges on loans made by personal property brokers.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1828 An act to amend Section 5203 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school holidays.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1865 An act to amend Section 24071 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Gibson, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Short, and Thompson—25.
NOES—Senators Cameron, Dilworth, Donnelly, Grunsky, Murdy, and Williams—6.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 154—An act to add Section 25100.5 to the Government Code, relating to the clerk of the board of supervisors in counties of over 2,000,000 population.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 527 An act to add Chapter 5 (commencing at Section 31585) to Part 6 of Division 12 of the Water Code, relating to county water districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 655—An act to repeal Sections 2001, 2002, 2003, 2004, 2005, 2007, 2008, 2009, and 2010 of, to amend Sections 1851 and 2021 of, and to add Section 2001 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district organization.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Regan Presiding

At 5.10 p.m., Senator Edwin J. Regan, of the Fifth Senatorial District, presiding.

Assembly Bill No. 1480—An act to amend Section 13002 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to travel expenses of school district employees.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 391—An act to amend Sections 26510, 26511, and 26516.7 of the Health and Safety Code, relating to the manufacturing, importation, and sale of foods.

Objection Raised

Senator Richards objected to Senate Bill No. 391 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 391 to the second reading file.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 60—An act to convey certain tide and submerged lands to the County of Sonoma, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof, and to repeal Chapter 1406 of the Statutes of 1951.

Objection Raised

Senator Richards objected to Assembly Bill No. 60 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 60 to the second reading file.

Assembly Bill No. 630—An act to convey certain tide and submerged lands to the City of San Leandro, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Objection Raised

Senator Richards objected to Assembly Bill No. 630 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 630 to the second reading file.

Assembly Bill No. 1101—An act to add Chapter 14 (commencing at Section 21951) to Division 10 of the Education Code, and to add Chapter 4 (commencing at Section 30101) to Division 21 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to testing of students attending private secondary schools, and declaring the urgency thereof, to take effect immediately.

Objection Raised

Senator Richards objected to Assembly Bill No. 1101 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 1101 to the second reading file.

Assembly Bill No. 1286—An act conveying certain tidelands and lands lying under inland navigable waters situate in the Bay of San Diego to the City of Chula Vista in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, the construction and maintenance of improvements thereon, and the disposition and expenditure of revenue therefrom, and reserving rights to the State and repealing Chapter 120 of the Statutes of 1925, Chapter 1847 of the Statutes of 1947 and Chapter 593 of the Statutes of 1953.

Objection Raised

Senator Richards objected to Assembly Bill No. 1286 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2 ordered Assembly Bill No. 1286 to the second reading file.

Assembly Bill No. 1631—An act to amend Sections 24360.3 and 24367.11 of the Health and Safety Code, relating to the Bay Area Air Pollution Control District.

Objection Raised

Senator Richards objected to Assembly Bill No. 1631 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2 ordered Assembly Bill No. 1631 to the second reading file.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Williams:

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1486 An act to add Division 1a (commencing at Section 25), and to add Sections 37, 38, and 71 to the Citrus Pest District Control Act (Chapter 89, Statutes of 1939), relating to the consolidation of districts.

Respectfully submitted,

SENATOR WILLIAMS

Request read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 68: By Senator Regan—Relative to rotating judicial probate department assignments.

Referred to Committee on Judiciary.

MOTION TO PRINT ADDITIONAL COPIES OF REPORT

Senator Regan moved that 3,000 copies of the Partial Report of the Joint Committee on Administration of Justice, also including the Minority Report, be printed for distribution.

Motion carried.

ADJOURNMENT

At 5:31 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, May 6, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTIETH LEGISLATIVE DAY

EIGHTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, May 6, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we would reflect today on the words of Alfred Tennyson:

"More things are wrought by prayer
Than this world dreams of. Wherefore, let thy voice
Rise like a fountain for me night and day.
For what are men better than sheep and goats
That nourish a blind life within the brain,
If, knowing God, they lift not hands of prayer
Both for themselves and those who call them friends?
For so the whole round earth is in every way
Bound by chains of gold about the feet of God."

And so, we pray that much good may be wrought by us, with thy help, in this Legislature. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Shaw, on motion of Senator Burns, due to illness.

Senator Short, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. F. Martin, Mrs.

Margaret J. Thomas, and the following students of Chawanakee School: Marilyn Marie Van Winkle, Paul Steven Yela, Elena Soledad Jordan, Marihelen Thomas, and Jackson Morris.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mesdames Edith West, David Austin, Flora Anderson, Marie White, Gola Wood, Jenenne Harkins, Mary Thatcher, Sanaay Weymouth, Mildred Manning, Joe Fazio, Mary Nell, Elizabeth Geers, Anne Sherback, H. G. Brown, F. M. Sleas, J. W. Cooper, H. C. Sharp, Akina Maguder, Ruby Ethel Harnt, L. J. Kruse, R. S. Thertzer, Cathleen Christensen, Irene Burnham, Jeanette Kighter, Florence Hannon, Helen Roby, G. L. Crabtree, W. C. Finch, J. E. Montane, E. J. Trombly, Erma Lane, Ann Robinson, Thos. White, L. E. Burks, L. T. Bradshaw, J. E. League, Brunkhorst, Holloway, Harsoe, Harold Bankhead, Darnstead, Harnash, Cyrie Stevens, James Poole, A. E. Weymouth, Robert Green, and W. G. Adams.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Roberts, Mr. Strodtbeck, and the following students of Earl Warren School: Ken Allen, Linda Berman, Sandra Boyd, Rocco Chicarilli, Ruth Clinton, Bill Fontana, Carol Frayer, David Gulobian, Joye Gray, Larry Harris, Julie Hoff, Fred Ilg, Mik Kramm, Kirsten Korstad, Greg Lund, Jeannie MacRoberts, Hank Nicha dros, Donna Otten, Mary Peebles, Linda Scott, Joyce Soares, Joanne Sorensen, Marion Snyder, Margot Sullivan, Mary Tracy, Carol Westcott, Larry White, Ruth Ann Zarbach, Carole Miller, Martin Bolar, Lynne Addis, Carolyn Ashworth, Cheryl Bowman, Katherine Broderick, Karinne Koford, Karen Kjobeck, Kathy La Velle, Jeanne Loefferi, Cherry Lutt, Lona Mitchell, Marcee Murphree, Carolyn Murphy, Viola Seltman, Marsha Smith, Sharon Stewart, Richard Aldinger, Robert Graham, Allen Hartford, Mike Hoenig, Richard Inadomi, Greg Jower, Bruce Krogstad, Robert Lundstrom, Troy Murphy, Ron Quintanal, Robert Robbins, Glenn Zaretska, Jim Adams, Tony Allen, Carol Ashton, Doug Beary, Sandra Britton, Diane Brogden, Bill Christenson, Carol Fredell, Gordon Connell, Joe Fontana, Eddie Gallagher, Leonard Gould, Sharron Guthrie, Coeliss Jackson, Bob Leber, Bob Lutz, Roberta Marrion, Bob McFadden, Mike Osborne, Ronnie Pine, Janice Rice, Karen Reeks, Vicki Ross, Jonothan Schaff, Suzanne Smith, Rich Steez, Steve Szenasi, Marge Valente, Bonnie Jo Van Kirk, Janet Wilburn, and Danny Waiswilos.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Pat M. O'Flaherty, Terry Woods, Cheryl Ann Taylor, Gwen Clayton, Susan Robertson, Larry Weaver, Mike Yuhas, Donald Holton, Albert R. Anderson, Lillian Dittli, Hamako Esaki, Priscilla Burrage Mitchell, Erlene L. Finwall, Carol E. Stocker, James Wheary, Daniel Robinson, Lee Tanner, Sam Bass, Mike Berry, Rod Blakey, Catherine Romeo, Richarde Gracfe, Candy Franzen, Robert N. Trenelling, teacher, and Ernestine M. Blakey, adult, of Reed Union School.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rev. T. J. Browne, Rev. R. Brennan, Sister Mary Joan, O. P., Sister Mary Emily,

O. P., John T. Schiavenza, Bernice A. Schiavenza, Lou Barrocro, Isabel Barrocro, and the following students from Assumption School: Robert Branson, William Carcot, Dale Clark, Charles Correa, Richard Daufel, Louis Faria, Patrick Flanagan, Bradford Fredette, Henry Gorman, Michael Golden, Joseph Madigan, Michael McGuire, Michael Meyer, Eugene Moenich, Kenneth Nahm, Donald Nuccio, Ronald Nunes, Alan Peacock, John Rust, Donald Saso, Gregory Skuce, Christopher Walker, Edmond Walsh, George Watters, Gary Saso, Virginia Asvitt, Jean Barrocro, Patricia Begovich, Susan Boersig, Pamele Cantole, Mary Ann Capurro, Jo Ellen Copeland, Diane Del Carlo, Susanne Emerson, Virginia Fahey, Carole Foudy, Andrea Galvin, Lois Heffernan, Phyllis Lewan, Janice Martel, Jeanne Martel, Mary Meyer, Carole Moore, Joanne Rago, Carole Saake, Judith Schiavenza, Christina Smith, Sonya Valley, Gina Vecchiarelli, and Susan Williamson.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Stanton Moore and Robert L. Moore, of Modesto; and John B. Melugin of Ceres.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Walter Kostiew of Lemon Grove.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Dale C. Draper and Dr. David M. Florell of Menlo Park.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Julius Manrique, Mr. Jules Perrin, Miss Bonnie Thompson, Mrs. Yenni Braun, and the following students of Oakdale Union School: Mary Azevedo, Mary Ann Brennan, Jeanette Brown, Shirley Cambra, Esther Coronado, Bobby Cushing, Judy Davis, Jeanne Deutsch, Katherine Fonda, Tim Haidlen, Susan Hampton, Eva Hass, Susan Hayes, Vicki Heffner, Steve Hofmann, Ronnie Jamison, Carol Jeltzel, Harry Johnson, Dan Lacy, June Lathrop, Linda Libby, Bill Lorea, Elaine Mello, Mary Molloy, Mike Montoya, Maryann Newburg, Carol Oliver, Janice Pace, Bernadette Parriera, Cathy Parsio, Kathy Pascoe, Joan Pecchenino, Katherine Pooley, Anna Potthoff, John Quaccia, Heidi Riise, Gail Rimert, Helen Rossini, Sidney Royse, Susan Shephard, Mike Siegfried, Mary Carol Wickersham, Bette Zaro, Johnnie Spier, Janice Walthers, Bill Rocha, James Fisher, Barbara Bowen, Georgina Mowery, Adeline Forester, Pat Spurgin, Renae Townsend, and Pat Brown.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Democratic Women's Seminar: Pearl West, Stockton; Estelle Mooney, Stockton; Bea Farias, Sacramento; Natalie Dukes, Sacramento; Lorelei Winters, Sacramento; Dorothy Morris, Los Angeles; Roslyn Bogate, Los Angeles; Rita Gordon, Los Angeles; Amy Nygard, Grass Valley; Eleanor Hawkins, Grass Valley; Ruth Nebron, Sacramento; Frances Ellis, Los Angeles; Rosa Tucker, Hollydale; Jessie B. Hill, Los Angeles; Jeanne Michels, Compton; Lila Orme, Fresno; Alice Hall, Hanford; Josephine Dodd, Oakdale; Frances Shaskan, San Francisco; Catherine Everett, Modesto; Margaret

Livingston, Auburn; Ruth Leader, Los Angeles; Trudy Owens, Palos Verdes Estates; Dorthea Rudd, Auburn; Elizabeth Snyder, Montebello; Imogene Scott, Bell; and Ada Thomas, Los Angeles.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Lester H. Phillips of Redlands.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mark Whiting of Los Angeles, Richard J. Seltzer of Long Beach, and Mrs. Faye Porter of Los Angeles.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Freda Berg, Mrs. Steve Christensen, Mr. Arthur Stone, and the following students from Pacific Union School: Beverly Carver, Carol Cordeiro, Roseann Feddersen, Wanita Gallego, Hope Gonzales, Katherine Metzler, Angelina Ortiz, Hortense Ortiz, Carol Rasmussen, Lydia Reyes, Donna Simmons, Rebecca Wilson, Frank Bettencourt, Franklin Butterfield, William Calder, Kenneth Campbell, John Carver, Walter Christensen, Lloyd Cox, Fermin Gonzales, Clifford Hammond, Thomas Howell, John Kirchner, Kit Landis, John Martin, Louis Martinez, William Martinez, Lawrence Mason, James Nishimoto, John Olivas, Donnie Pettitt, Joaquin Reyes, Robert Ruiz, Clifford Thompson, Lyle Setencich, Billy Woods, Victor Ybarra, and Clair Silva.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Amy Mygard, Mrs. Eleanore Hawkins, and Mrs. Margaret Livingston.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ed Stanley of Los Gatos.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Glenn Mues of Berkeley; Mr. Jay Scherer of Oakland; and the following members of Oakland Local 55, International Association of Fire Fighters: Vince Riddle, Al Gray, Gene Nunes, Hannes Anderson, Cruz Arrellanes, Sam Golden, Larry Padrinos, George Gray, Mike Benik, Frank Clark, Wayne Bush, all of Oakland; and Robert McIntosh of Piedmont.

On request of Senators Teale and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mary Louise Richardson of Culver City.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Peter W. Paskell, Principal Probation Officer of Nottinghamshire, Nottingham, England.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Alice Hall of Hanford.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Shawn Moosekian, Roy P. Bethel, and Donald J. Smith, all of Turlock.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

CALIFORNIA STATE POLYTECHNIC COLLEGE
SAN LUIS OBISPO, CALIFORNIA, May 4, 1959

To the Honorable Members of the California State Senate
Care of: Mr. J. A. Beek, Secretary of the Senate
Sacramento 14, California

I would be remiss in both appreciation and courtesy if I did not take some means to let the Members of the California State Senate know something of the degree to which I was touched by their resolution in honor of my 25 years at California State Polytechnic College. It is an inspiring thing to have one's efforts appreciated and particularly by those whose judgment and opinions one values and respects.

The Senate, in co operation with the Assembly of the State of California, have made possible the great advancements in California's field of higher education. You have found the means of meeting the costs and have always been sympathetic to the tradition of free higher education.

My appreciation, therefore, goes forward not only for your heartwarming resolution concerning my work at California State Polytechnic College, but for your co operation through the years.

Sincerely yours,

JULIAN A. McPHEE, President

STATE OF CALIFORNIA, PRINTING DIVISION
SACRAMENTO 14, April 30, 1959

Mr. Joseph A. Beek, Secretary of Senate
Senate Chamber, Sacramento, California

DEAR SIR: This is to advise you that as of this day we have deposited $20,000 to the credit of the Legislative Printing Fund, covering receipts from sales of legislative publications by the Legislative Bill Room for March and April, 1959.

Very truly yours,

PAUL E. GALLAGHER, State Printer

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1526

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 33

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, May 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 98
Senate Bill No. 167

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1572

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 1572—An act to add Section 26458 to the Vehicle Code, as enacted by the Legislature at its 1959 Regular Session, relating to orders of the Division of Industrial Safety on pressure vessels.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 483
Assembly Bill No. 688
Assembly Bill No. 804
Assembly Bill No. 1079
Assembly Bill No. 1419
Assembly Bill No. 1504
Assembly Bill No. 1522
Assembly Bill No. 1617
Assembly Bill No. 1741
Assembly Bill No. 1882
Assembly Bill No. 1889
Assembly Bill No. 1920
Assembly Bill No. 2059
Assembly Bill No. 2061
Assembly Bill No. 2179

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 483—An act to add Section 26613 to the Government Code, relating to the powers and duties of the sheriff in counties exceeding 3,000,000 population.

Referred to Committee on Transportation.

Assembly Bill No. 688—An act to add Sections 32008 and 32009 to the Revenue and Taxation Code, relating to alcoholic beverage taxes.

Referred to Committee on Governmental Efficiency

Assembly Bill No. 804—An act to amend Section 25253 of the Government Code, relating to county boards of supervisors.

Referred to Committee on Local Government.

Assembly Bill No. 1079—An act to amend Section 37902 of the Government Code, relating to public projects of general law cities.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1419—An act to amend Section 71140 of the Government Code, relating to the qualifications of municipal court judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1504—An act to add Section 577 to the Elections Code, relating to the boundaries of election precincts.

Referred to Committee on Elections.

Assembly Bill No. 1522—An act to amend Section 8732.5 of, and to add Sections 6055 and 6203.5 to, and to repeal Section 6453.5 of, the Revenue and Taxation Code, relating to credits against the sales, use and use fuel tax.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1617—An act to amend Section 690.24 of the Code of Civil Procedure, relating to exemptions from attachment and execution.

Referred to Committee on Judiciary.

Assembly Bill No. 1741—An act to amend Sections 74702 and 74703 of the Government Code, relating to the Santa Rosa Municipal Court.

Referred to Committee on Local Government.

Assembly Bill No. 1882—An act to amend Section 2020.01 of the Welfare and Institutions Code, relating to lump sum income of old age assistance applicants and recipients.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1889—An act to add Section 53064 to the Government Code, relating to local agencies reimbursing employees for damaged property.

Referred to Committee on Local Government.

Assembly Bill No. 1920—An act to add Section 150 to the Streets and Highways Code, relating to state freeways.

Referred to Committee on Transportation.

Assembly Bill No. 2059—An act to amend Section 26361 of the Government Code, relating to revenue bonds for county improvements, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 2061—An act to amend Section 14345 of the Revenue and Taxation Code, relating to inheritance taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2179—An act to amend Sections 73871, 73872, 73873, and 73874 of, and to add Sections 73873.1 and 73874.1 to, the Government Code, relating to officers and attaches of the Municipal Court of North Sacramento.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 593—An act to authorize the bringing of a suit against the State of California to quiet title to land sold as salt marsh or tidelands by the State of California, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 797—An act to add Sections 3514, 3515, and 3516 to the Fish and Game Code, relating to exotic nonresident game birds;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixth day of May, 1959, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 27—Relative to informing members of the Legislature of the actions of state agencies;

Senate Concurrent Resolution No. 53—Relative to Serra Day;

Senate Concurrent Resolution No. 54—Relative to congratulating St. Mary's College on the dedication of its former campus as a historical landmark;

Senate Concurrent Resolution No. 58—Approving amendments to the charter of the City of San Buenaventura, a municipal corporation in the County of Ventura, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the fourteenth day of April, 1959;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the sixth day of May, 1959, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 55—Approving a certain amendment to the charter of the City of Santa Cruz, a municipal corporation in the County of Santa Cruz, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held therein on the fourteenth day of April, 1959;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the sixth day of May, 1959, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 731
Senate Bill No. 1127

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 831

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 369
Senate Bill No. 857
Senate Bill No. 959
Senate Bill No. 1022

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 828
Senate Bill No. 957
Assembly Bill No. 1412
Assembly Bill No. 1641
Assembly Bill No. 1840
Assembly Bill No. 1928
Assembly Bill No. 1929

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 682
Senate Bill No. 1012
Senate Resolution No. 65
Assembly Bill No. 1457
Assembly Bill No. 1637

Has had the same under consideration, and reports the same back with the recommendation: Do pass (be adopted).

Committee membership 11.

DONNELLY, Chairman

Above reported bills ordered to second reading.
Above reported resolution ordered to third reading.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1020
Senate Bill No. 1079

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Rules for assignment to the proper interim committee for study.

Committee membership 11.

DONNELLY, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 2152

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

CHRISTENSEN, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Assembly Bill No. 1734
Assembly Bill No. 433
Assembly Bill No. 1528

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CHRISTENSEN, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 1043

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

CHRISTENSEN, Vice Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1077

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1071
Senate Bill No. 1083

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to interim committee for study.

GIBSON, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Judiciary

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 583
Senate Bill No. 855

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 113

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 1007
Assembly Bill No. 1081
Assembly Bill No. 1994

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 910
Senate Bill No. 914
Senate Bill No. 928
Senate Bill No. 1057
Senate Bill No. 1069
Assembly Bill No. 961
Assembly Bill No. 974
Assembly Bill No. 979
Assembly Bill No. 984
Assembly Bill No. 1901
Assembly Bill No. 1902
Assembly Bill No. 2014
Assembly Bill No. 2015

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 747
Senate Bill No. 939
Senate Bill No. 940
Senate Bill No. 562

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 560
Senate Bill No. 974
Senate Bill No. 975
Senate Bill No. 1075
Senate Constitutional Amendment No. 23
Senate Concurrent Resolution No. 64
Assembly Bill No. 953
Assembly Bill No. 1428
Assembly Bill No. 1483

Has had the same under consideration, and reports the same back with the recommendation: Do pass (Be adopted), and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Above reported resolutions ordered to second reading.

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1058
Senate Bill No. 516

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 960
Senate Bill No. 962

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 1092

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1092

Senator Dilworth moved that Senate Bill No. 1092 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1092—An act to add Section 5721 to the Education Code as enacted at the 1959 Regular Session, relating to tuition fees for nonresident junior college students.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 5721 to", and insert "Sections 5721 and 5722 to, and to amend Section 10506 of,".

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Amendment No. 2

On page 1, strike out lines 3 to 11, inclusive, and insert

"5721. The governing board of any district maintaining a junior college may admit nonresident students. The attendance of nonresident students shall be computed in the same manner as prescribed by this code for resident students.

The governing board of any district maintaining a junior college may contract with the appropriate agency of another state or with a local agency of another state for the payment of the cost to the district of educating nonresident students attending in the district. The cost shall be computed in the manner prescribed by Section 20201 of this code for the payment of tuition on account of the attendance of students who reside in territory of a California county that is not part of a district maintaining a junior college."

Amendment No. 3

On page 1, after line 14, insert

"SEC. 2. Section 5722 is added to said code, to read:

5722. The governing board of any district maintaining a junior college may, if provisions for the payment of the cost of educating a nonresident student are not made pursuant to Section 5721, fix a nonresident fee to be paid by the student. The fee shall be uniform and shall be required of each such nonresident student. The fee shall not be less than the fee required of nonresident students of state colleges enrolled in a course of instruction prescribed for the first two years of a four year curriculum nor more than an amount computed in the manner prescribed by Section 20201, excluding subdivision (c) thereof, of this code for the payment of tuition on account of the attendance of students who reside in territory of a California county that is not a part of a district maintaining a junior college.

SEC. 3. Section 10506 of said code is amended to read:

10506. The governing board of any school district may, with the approval of the county superintendent of schools, admit to the *elementary and high* schools of the district pupils living in an adjoining state which is contiguous to the school district. An agreement shall be entered into between the governing board and the governing board or authority of the school district in which the pupils reside providing for the payment by the latter of such tuition as is agreed upon. The amount of the tuition per unit of average daily attendance of pupils from the adjoining state shall not exceed the average current expenditure, exclusive of all transportation expenditures, per unit of average daily attendance in the district of attendance, plus the actual expenditure, not to exceed ten dollars ($10) per pupil per month, for the transportation of the pupils."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 588

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 588

Senator Murdy moved that Senate Bill No. 588 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 588—An act to amend Sections 70, 73, and 79 of, and to add Sections 69.5, 70.4, 70.5, 70.6, and 73.5 to, the Civil Code, and to amend Section 10250 of the Health and Safety Code, relating to marriage.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 25, 1959, after "70.6," insert "70.7".

Amendment No. 2

On page 2, line 20, after "applicant", insert ", which certificate shall entitle the applicant to perform marriage ceremonies in any part of this State".

Amendment No. 3

On page 2, line 20, strike out "At the end of each", strike out lines 21 to 25, inclusive, and in line 26, strike out "registered."

Amendment No. 4

On page 3, between lines 21 and 22, insert

"SEC. 5.5. Section 70.7 is added to said code, to read:

70.7. The provisions of Section 70.5 of this code shall not apply to any priest, minister, or clergyman affiliated with a religious corporation sole or any other religious corporation or denomination which has administrative offices in this State and maintains records available to the county recorder showing the names and addresses of all priests, ministers, or clergymen in this State affiliated with it and the authority of such priests, ministers, or clergymen to perform marriage ceremonies within this State."

Amendment No. 5

On page 3, line 34, after the period, insert "Any priest, minister, or clergyman exempt from registration under Section 70.7 shall indicate that fact, and shall print his name and his denominational office address in lieu of a certificate number."

Amendment No. 6

On page 3, line 45, after "70.5", insert "or exempt from registration under Section 70.7".

Amendment No. 7

On page 3, line 46, after "registered", insert "and is not exempt from registration".

Amendment No. 8

On page 3, line 47, after "registered", insert "or certified".

Amendment No. 9

On page 4, line 31, after "Code", insert "unless he is exempt from registration under Section 70.7 of the Civil Code".

Amendment No. 10

On page 4, line 33, after the period, insert "If a priest, minister, or clergyman is exempt from registration under Section 70.7 of the Civil Code, he shall so indicate on the certificate and shall print his name and his denominational office address thereon in lieu of a certificate number."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 720

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 720

Senator Montgomery moved that Senate Bill No. 720 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 720—An act to add Section 4752.5 to the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "all its orders," and insert "its".

Amendment No. 2

On page 1, strike out line 5 and insert "awards made against the State under the provisions".

Amendment No. 3

On page 1, line 8, strike out "of the Attorney General".

Amendment No. 4

On page 1, line 11, strike out "order, decision or".

Amendment No. 5

On page 1, line 16, after "either", insert "increased,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 367

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 367

Senator Regan moved that Assembly Bill No. 367 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 367—An act to add Section 752 to the Welfare and Institutions Code, relating to the expunging of juvenile court records and other records relating to wards of the juvenile court.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in Assembly April 16, 1959, strike out "destroyed or".

Amendment No. 2

On page 2, line 2, after "expunged", strike out the comma.

Amendment No. 3

On page 2, line 10, strike out "destroy or".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILLS NOS. 1939 AND 1944

Senator Johnson moved that Assembly Bills Nos. 1939 and 1944 be withdrawn from Committee on Business and Professions, and re-referred to Committee on Governmental Efficiency.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 69: By Senator Gibson—Relative to approving amendments to the charter of the City of Vallejo, County of Solano, State of California, ratified by the qualified electors of the city at an election held therein on the seventh day of April, 1959.

Request for Unanimous Consent

Senator Gibson asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 69, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 69

Senate Concurrent Resolution No. 69—Relative to approving amendments to the charter of the City of Vallejo, County of Solano, State of California, ratified by the qualified electors of the city at an election held therein on the seventh day of April, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Murdy, O'Sullivan, Richards, Slaffery, and Stiern—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 150—An act to repeal Section 8183 of, and amend Sections 8184, 8185, 8186, 8187, and 8189 of, the Fish and Game Code, relating to anchovies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "12,500", and insert "17,500".

Amendment No. 2

On page 1, lines 7 and 8, strike out "to March 1st of the next succeeding year, nor more than 25,000", and insert ", 1960 to March 31st, 1961, not more than 35,000".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 576—An act to create the Golden Gate Authority, prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities, and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to repeal Sections 30001, 30755, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600) and 2 (commencing at Section 30651) of Chapter 2 of Division 17 of, and to add Sections 30001, 30001.5, 30001.7, 30750.5, 30757, 30758, 30759, 30760, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 7, strike out lines 2 to 9, inclusive, and insert "be appointed for a term of two years."

Amendment No. 2

On page 7, line 34, strike out "ap-"; and strike out lines 35 and 36, and insert "other than the Director of Public Works shall hold office as a commissioner for more than eight years in the aggregate."

Amendment No. 3

On page 33, line 31, strike out the period, and insert "; provided, that the authority shall not use any right of way given, dedicated or set apart herein over highways now or hereafter owned, opened or dedicated to or for public use in a manner inconsistent with highway use, and all expenses incurred in relocating, rearranging, adjusting or repairing said highway incurred by reason of the use of such right of way by the authority shall be borne by the authority."

Amendment No. 4

On page 38, strike out line 36, and insert ", duties, and obligations or any existing bridge and highway district (including obligations incurred pursuant to Chapter 1505 of Statutes of 1945). All".

Amendment No. 5

On page 48, strike out lines 26 to 29, inclusive, and insert "security of the holders of such bonds."

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 576

Amendment No. 1

On page 37 of the printed bill, as amended in Senate April 24, 1959, strike out line 20, and insert

"SEC. 1.5. Section 27179.5 is added to the Streets and Highways Code, to read:

27179.5. The board shall consult with and shall obtain the advice and confirmation of the Golden Gate Authority with respect to:

(a) Any change in tolls charged or to be charged;

(b) Incurring of any indebtedness for bororwed money or the retirement or refunding of any indebtedness;

(c) Amounts to be set aside pursuant to the provisions of Section 27300 of this code; and

(d) The construction or acquisition of any works where the cost thereof exceeds one hundred thousand dollars ($100,000).

SEC. 2. Part 3 (commencing at Section 27000 and including Section 27179.5) of Division".

Amendment No. 2

On page 41, line 2, after "gram.", insert "It is determined advisable that this part shall not be effective and that the directors of the Golden Gate Bridge and Highway District shall continue to operate the Golden Gate Bridge until such time as funds sufficient to satisfy all outstanding general obligation bonds of such district shall have been deposited in trust and all counties within such district shall have been reimbursed for taxes paid to such district for district purposes. Until such time the directors of such district shall consult with and obtain the advice and confirmation of the Golden Gate Authority with respect to expenditures of district revenues, changes in tolls and the setting aside of cash reserves so that the transfer of the Golden Gate Bridge to the Golden Gate Authority may be accomplished in an orderly manner and at the earliest practicable date."

Amendment No. 3

On page 50, strike out lines 9 and 10, and insert

"SEC. 14. Sections 2 and 3 of this act shall take effect on a date to be established by the Golden Gate Authority by a resolution adopted by its board of commissioners. Said date shall be a date not earlier and not more than 40 days later than such time as each county member of the Golden Gate Bridge and Highway District has been reimbursed for the amount of all taxes levied and collected by such county and paid to the district for district purposes, and funds sufficient to satisfy all outstanding general obligation bonds of the Golden Gate Bridge and Highway District shall have been deposited in trust for that purpose."

Amendments read, and adopted.

Third Set of Amendments to Senate Bill No. 576

Amendment No. 1

On page 2, line 38, of the printed bill, as amended in Senate April 24, 1959, after "metropolitan", insert "transportation".

Amendment No. 2

On page 10, line 47, after "metropolitan", insert "transportation".

Amendments read, and adopted.

Fourth Set of Amendments to Senate Bill No. 576

Amendment No. 1

On page 15, line 9, of the printed bill, as amended in Senate April 24, 1959, strike out "The authority may negotiate and enter into agree-", and strike out lines 10 to 17, inclusive.

Amendment read, and adopted.

Fifth Set of Amendments to Senate Bill No. 576

Amendment No. 1

Strike out line 9 of the title of the printed bill, as amended in Senate April 24, 1959, and insert "ernment Code, and to amend Section 30001 of, and to repeal Part 3".

Amendment No. 2

Strike out lines 13 and 14 of the title, and insert "Sections 27179.5, 30001.1, 30001.5, 30001.7, Part 3 (commencing at Section 27000) of Divi-".

Amendment No. 3

On page 3, line 31, strike out "Solano".

Amendment No. 4

On page 41, strike out lines 4 and 5, and insert

"SEC. 4. Section 30001 of the Streets and Highways Code is amended to read:

30001. It is the policy of the State to acquire and own toll bridges situated upon or along any part of the highways of the State, and ultimately to eliminate all toll charges thereon, *except that this policy shall not apply to a toll bridge connecting any two points both of which are situated within the jurisdiction of the Golden Gate Authority created by Chapter 1 (commencing at Section 67000) of Title 7.5 of the Government Code.*"

Amendment No. 5

On page 41, line 6, strike out "30001", and insert "30001.1".

Amendment No. 6

On page 41, line 8, strike out "30001", and insert "30001.1".

Amendment No. 7

On page 45, strike out lines 29 to 52, inclusive, and on page 46, strike out lines 1 to 35, inclusive.

Amendment No. 8

On page 46, line 36, strike out "17", and insert "11".

Amendment No. 9

On page 49, line 1, strike out "18", and insert "12".

Amendment No. 10

On page 49, line 50, strike out "19", and insert "13".

Amendment No. 11

On page 50, lines 3 and 4, strike out "the parallel Carquinez Bridges and the Benicia-Martinez Bridge,".

Amendments read, and adopted.

Sixth Set of Amendments to Senate Bill No. 576

Amendment No. 1

On page 3, line 30, of the printed bill, as amended in Senate April 24, 1959, strike out "Napa".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Transportation.

Senate Bill No. 742 An act to amend Sections 937, 938, 939, 943, 987, 1231, 1301, 1302, 1303, 1407, 1485, 1487, 3258, and 3259, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 6, line 23, strike out "1959", and insert "1957".

Amendment No. 2

On page 6, line 25, strike out "1960", and insert "1961".

Amendment No. 3

On page 6, line 28, strike out "1960", and insert "1961".

Amendment No. 4

On page 6, line 36, strike out "1960", and insert "1961".

Amendment No. 5

On page 6, line 36, strike out "1962", and insert "1963".

Amendment No. 6

On page 6, line 37, strike out "1960", and insert "1961".

Amendment No. 7

On page 6, line 38, strike out "1960", and insert "1961".

Amendment No. 8

On page 6, line 39, strike out "1960", and insert "1961".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 609—An act to amend Section 6535.1 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate April 16, 1959, strike out the first "or".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 320—An act to amend Section 8727 of, and to add Section 8730.5 to the Business and Professions Code, relating to planimetric or topographic mapping and ground surveys necessary therefor.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 611—An act to amend Section 5054 of, and to add Sections 5055 and 5135 to, the Business and Professions Code, and to amend Section 5134 of the Business and Professions Code as amended by Senate Bill No. 104, relating to the practice of accountancy.

Bill read second time.

Motion to Re-refer Senate Bill No. 611

Senator McBride moved that Senate Bill No. 611 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 143—An act to add Section 856 to the Fish and Game Code, and to amend Section 817 of the Penal Code, relating to members of the Wildlife Protection Branch of the Department of Fish and Game.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, as amended in Senate March 13, 1959, strike out "of the department", and insert "designated by the director as deputized law enforcement officers".

Amendment No. 2

On page 1, line 6, strike out "The", and insert "Such".

Amendment No. 3

On page 1, lines 7 and 8, strike out "of the Wildlife Protection Branch".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 778—An act to amend Section 657 of the Code of Civil Procedure, relating to granting of new trial on ground of insufficiency of evidence or excessive damages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in Senate April 27, 1959, strike out "justfy", and insert "justify".

Amendment No. 2

On page 2, line 5, strike out "insufficiency of the evi-", and strike out lines 6, 7, and 8; and on line 9, strike out "the fact to which it is addressed. For", and insert "for".

Amendment No. 3

On page 2, line 11, strike out "any", and insert "all".

Amendment No. 4

On page 2, lines 30 and 31, strike out "and why they appear to have been given under the influence of passion or prejudice".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 977—An act to amend Section 1461 of the Probate Code, relating to appearance of alleged insane or incompetent person at hearing for appointment of guardian.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 10, of the printed bill, strike out "of", and insert "shall be by".

Amendment No. 2

On page 2, strike out lines 12 and 13, and insert "county or state hospital. All affidavits provided by this section shall be prima facie evidence of the facts contained therein."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 564—An act to add Section 5245 to the Business and Professions Code, relating to television advertising.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "two minutes in duration.", and strike out lines 5 and 6, and insert "the time standards for advertising as established and published in the Television Code of the National Association of Broadcasters, Fourth Edition, March, 1958."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 981—An act to amend Sections 8938, 8947, and 8954 of, to add Sections 8965 and 8966 to, and to repeal Sections 8965 and 8966 of, the Business and Professions Code, relating to yacht and ship brokers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 17, 1959, strike out lines 22, 23, and 24; and on page 2, strike out lines 1 and 2.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 102 An act to add Chapter 3 (commencing at Section 17800) to Part 3 of Division 7 of, the Business and Professions Code, relating to trading stamps.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 2, line 7, of the printed bill, as amended April 16, 1959, strike out the period, and insert "; nor does it include any coupon, ticket, certificate, card or other similar device prepared or caused to be prepared by the merchant using the same and distributed by him to his customers, which coupon, ticket, certificate, card or other similar device is redeemable by the merchant for or in connection with the purchase of specific articles of merchandise carried in his stock."

Amendment read, and adopted.

Bill ordered printed and re-referred to Committee on Finance.

Senate Bill No. 948 An act to amend Sections 1615, 3016, 4806, 5053, 7205, 7605, 8921, and 9530 of, and to add Sections 103, 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 8526, 9014, 9627, 18625, and 19035.7 to, and to repeal Sections 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 8526, 9014, 9627, 18625 and 19035.7 of the Business and Professions Code, and to amend Section 5053 of the Business and Professions Code as proposed to be amended and renumbered by Senate Bill No. 104, relating to payments to members of licensing boards, commissions, or committees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 5, line 15, of the printed bill, as amended in Senate April 22, 1959, strike out "40", and insert "46".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 391—An act to amend Sections 26510, 26511, and 26516.7 of the Health and Safety Code, relating to the manufacturing, importation, and sale of foods.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 124 An act to add Section 22511.5 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to parking privileges for disabled persons.

Bill read second time.

Motion to Re-refer Assembly Bill No. 124

Senator McBride moved that Assembly Bill No. 124 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1004—An act to amend Section 604.1 of the Vehicle Code and to amend Section 21652 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to access to public highways from service roads.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1367—An act to add Section 670.87 to the Vehicle Code, and to add Section 26507 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to airbrakes for vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1545—An act to amend Sections 194, 194.1 and 194.2 of the Streets and Highways Code and Section 11005 of the Revenue and Taxation Code, relating to municipal population determinations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1693 An act to amend Section 4002 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to violation of registration requirements.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1363 An act to add Section 26504 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to airbrakes for vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate April 28, 1959, strike out "cafe", and insert "safe".

Amendment No. 2

On page 2, strike out lines 3 to 6, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1237 An act to amend Sections 61400, 61401, 61402, 61403, 61430, 61431, and 61432 of, and to add Sections 61402.5 and 61402.6 to, the Government Code, relating to community services district general elections.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate April 22, 1959, between lines 22 and 23, insert

"The secretary shall publish notice pursuant to Section 6066 of this code that such petitions may be received. Notice shall be published at least seven days prior to the final date for receiving petitions."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Assembly Bill No. 297—An act to amend Section 30350 of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of Division 17 of the Streets and Highways Code, relating to the San Mateo-Hayward and Dumbarton Bridges, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 3 of the printed bill, as amended in Assembly March 26, 1959, between lines 15 and 16, insert

"30774. As an alternative method of financing, the California Toll Bridge Authority may pay for the costs of the reconstruction and improvement work on the San Mateo-Hayward Bridge or the Dumbarton Bridge, including repayment to the State Highway Fund for funds advanced for studies, from any funds now on hand or from future revenues of the San Francisco-Oakland Bay Bridge up to and including July 1, 1963, insofar as such funds are determined by the authority to be available after providing for the payment for the work necessary to complete the reconstruction of the San Francisco-Oakland Bay Bridge as authorized by Section 30609. In the event the work is so financed, the authority shall continue to assess, and the department shall collect, tolls on the San Mateo-Hayward and Dumbarton Bridges after the repayment of all bonds secured thereby at rates equal to or in excess of those payable on the San Francisco-Oakland Bay Bridge. All revenues so collected shall be paid into the same fund as revenues of the San Francisco-Oakland Bay Bridge and shall be available for expenditure for the same purposes as the revenues from the San Francisco Oakland Bay Bridge, including the pledging thereof as security for future issues of revenue bonds that may be authorized by the authority."

Amendment No. 2

On page 3, line 16, strike out "30774", and insert "30775".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1487—An act to add Section 9561 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session and to add Section 10857 to the Revenue and Taxation Code, relating to vehicle registration and license penalty fees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 20, 1959, strike out "Section 9561", and insert "Sections 9561 and 9562".

Amendment No. 2

In line 3 of the title, strike out "Section 10857", and insert "Sections 10857 and 10858".

Amendment No. 3

On page 1, between lines 9 and 10, insert

"SEC. 2. Section 9562 is added to the Vehicle Code as enacted at the 1959 Regular Session, to read:

9562. When a transferee of a vehicle applies for transfer of registration as is provided for in Section 5902 and it is determined by the department that registration penalties accrued prior to the purchase of the vehicle, and that the transferee was not cognizant of the nonpayment of registration fees for the current or prior years, and the transferor or registered owner of record whereabouts is unknown, the department may waive the registration penalties upon payment of the registration fee due."

Amendment No. 4

On page 1, line 10, strike out "SEC. 2" and insert "SEC. 3".

Amendment No. 5

On page 1, after line 18, insert

"SEC. 4. Section 10858 is added to the Revenue and Taxation Code, to read:

10858. When a transferee of a vehicle applies for transfer of registration as is provided for in Section 5902 of the Vehicle Code, and it is determined by the department that vehicle license fee penalties accrued prior to the purchase of the vehicle, and that the transferee was not cognizant of the nonpayment of the vehicle license fee for the current or prior years, and the transferor or registered owner of record whereabouts is unknown, the Department of Motor Vehicles may waive the vehicle license fee penalties upon payment of the vehicle license fees due."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1488—An act to amend Section 18001 of, and to add Section 18001.1 to, the Health and Safety Code, relating to vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Assembly April 20, 1959, after "ment," insert "and".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 382—An act to amend Sections 5721 and 5722 of the Elections Code, relating to assisted voters.

Bill read second time, and ordered to third reading.

Assembly Bill No. 294—An act to amend Sections 7039, 7040, 7041, 7042 and 7043 of the Elections Code, relating to eight-member precinct canvassing board.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1002—An act to amend Section 82 of the Elections Code, relating to presidential voting for new residents.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 384—An act to amend Section 2743.5 of the Elections Code, relating to the election of nonpartisan officers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 292 —An act to amend Section 9483 of the Elections Code, relating to county election services to cities and districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 16, of the printed bill, strike out the first "The", and insert "Unless other arrangements satisfactory to the county have been made the".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1635 —An act to amend Section 2288 of the Business and Professions Code, relating to the healing arts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, lines 13 and 14, of the printed bill, strike out ", including pediatrics".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1630 An act to amend Section 2286 of the Business and Professions Code, relating to the healing arts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1634 An act to amend Section 2216 of the Business and Professions Code, relating to the healing arts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 60—An act to convey certain tide and submerged lands to the County of Sonoma, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof, and to repeal Chapter 1406 of the Statutes of 1951.

Bill read second time, and ordered to third reading.

Assembly Bill No. 630—An act to convey certain tide and submerged lands to the City of San Leandro, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1101—An act to add Chapter 14 (commencing at Section 21951) to Division 10 of the Education Code, and to add Chapter 4 (commencing at Section 30101) to Division 21 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to testing of students attending private secondary schools, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate April 23, 1959, strike out "a secondary school", and insert "any public or private school".

Amendment No. 2

On page 2, line 4, strike out "secondary".

Amendment No. 3

On page 2, line 24, strike out "a secondary school", and insert "any public or private school".

Amendment No. 4

On page 2, line 35, strike out "secondary".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1286 An act conveying certain tidelands and lands lying under inland navigable waters situate in the Bay of San Diego to the City of Chula Vista in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, the construction and maintenance of improvements thereon, and the disposition and expenditure of revenue therefrom, and reserving rights to the State and repealing Chapter 129 of the Statutes of 1925 Chapter 1847 of the Statutes of 1947 and Chapter 593 of the Statutes of 1953.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1631—An act to amend Sections 24360.3 and 24367.11 of the Health and Safety Code, relating to the Bay Area Air Pollution Control District.

Bill read second time, and ordered to third reading.

Assembly Bill No. 833 An act to amend Section 2804 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 4, of the printed bill, strike out "appear to be such upon the assessor's roll", and insert a comma.

Amendment No. 2

On page 2, line 6, after "body", insert ", appear to be such upon the assessor's roll or, in the case of transfers of land, or parts thereof, subsequent to the date upon which the last assessor's roll was prepared, appear to be such on the records in the county assessor's office which the county assessor will use to prepare the next ensuing assessor's roll".

Amendment No. 3

On page 2, line 7, after "roll", insert "or such records".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 926 An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Motion to Retain Place on File

Senator Farr moved that Senate Bill No. 926 be passed on file and retain its place.

Motion carried.

Senate Bill No. 814—An act to add Section 1193 to the Code of Civil Procedure, relating to mechanics' liens.

Motion to Retain Place on File

Senator Regan moved that Senate Bill No. 814 be passed on file and retain its place.

Motion carried.

Senate Resolution No. 100—Relative to the solving of the water problems of the East Bay area.

Motion to Retain Place on File

Senator Miller moved that Senate Resolution No. 100 be passed on file and retain its place.

Motion carried.

Senate Bill No. 369—An act to amend Section 851 of the Public Utilities Code, relating to the disposition of property by public utilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Murdy, O'Sullivan, Richards, Slattery, Stiern, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 857—An act to add Section 6900 to the Labor Code, relating to safety in employment.

Motion to Re-refer Senate Bill No. 857

Senator McBride moved that Senate Bill No. 857 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 891—An act to add Section 11.5 to the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), relating to the Santa Barbara Flood Control and Water Conservation District, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Teale, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, and Williams—23.
NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 286 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 1160—An act to add Article 8.5 (commencing with Section 58250) to Chapter 1 of Division 1 of Title 6 of the Government Code, relating to withdrawal of territory annexed to a city.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 1160 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 727—An act to amend Sections 8751 and 8765 of the Business and Professions Code, relating to land surveying.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, O'Sullivan, Regan, Slattery, Stiern, Thompson, and Williams—24.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1264—An act to add Section 23.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Hollister.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, O'Sullivan, Slattery, Stiern, Thompson, and Williams—22.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 32—Relative to ratifying the Fourteenth Amendment to the Constitution of the United States.

Resolution read, and presented by Senator Dolwig.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Slattery, Stiern, Thompson, and Williams—29.
NOES—None.

Resolution ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Bill No. 401—An act to amend Sections 1460, 1461, and 1570 of the Probate Code, relating to appointment of guardians for minors and insane and incompetent persons.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Slattery, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 4:05 p.m., Senator Teale asked for, and was granted, unanimous consent to have the record show that the absence of the Committee on Local Government was due to attendance at a committee hearing.

Assembly Bill No. 404—An act to repeal Title 4 (commencing with Section 894) of Part 2 of the Penal Code, to add Title 4 (commencing with Section 888) to Part 2 of the Penal Code, to repeal Section 169 of the Penal Code, to repeal Sections 65.2, 241, 242, and 243 of the Code of Civil Procedure, to repeal Section 12551 of the Government Code, to amend Sections 192, 196, 199, 204, 204b, 204c, 204d, 205, 206, 209, 211, and 238 of the Code of Civil Procedure, to amend Sections 167, 168, and 1326 of the Penal Code, and to amend Section 12552 of the Government Code, relating to grand juries.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1587—An act to amend Section 30904 of, and to repeal Section 31003 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicles transporting hay.

Bill read third time, and presented by Senator O'Sullivan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1242—An act to add Article 2.6 (commencing at Section 265) to Chapter 2.5 of Division 1 of, and Section 11554.1 to, the Water Code, relating to contracts by the Department of Water Resources for construction of projects.

Motion to Re-refer Assembly Bill No. 1242

Senator McBride moved that Assembly Bill No. 1242 be re-referred to Committee on Finance.

Motion carried.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 831—An act to amend Section 405 of, and to add Section 12520 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to the issuance of junior permits for the operation of motor-driven cycles.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Collier moved a call of the Senate.

Motion carried. Time 4.20 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 843—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Bill read third time, and presented by Senator McAteer.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—Senator Christensen—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1687—An act to amend Sections 2808, 3357, 3718, 3795, 4104.5, 4105.2, 4106, 4150, 4217, 4803, and 4834.5 of the Revenue and Taxation Code, and to repeal Sections 568 and 4152 thereof, relating to property taxation.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Mursy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1436—An act to amend Section 13641 of the Revenue and Taxation Code, relating to inter vivos transfers.

Bill read third time, and presented by Senator O'Sullivan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Stiern, Teale, and Thompson—31.
NOES—Senators Berry and Dilworth—2.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.38 p.m., on motion of Senator Collier, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 831 passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Collier, Coombs, Dilworth, Dolwig, Farr, Gibson, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Slattery, Teale, and Williams—22.
NOES—Senators Byrne, Cameron, Donnelly, Grunsky, Holmdahl, Murdy, Rattigan, Regan, Richards, Rodda, Stiern, and Thompson—12.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 4.39 p.m., Senator Murdy asked for, and was granted, unanimous consent to have the record show that he was excused for the balance of this legislative day on legislative business.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 315—An act to amend Section 26060 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the officers and employees of the California Maritime Academy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 502—An act to add Section 6309 to the Public Resources Code, relating to salvage operations on tide and submerged lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy,

Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 575—An act to amend Section 6214 of the Public Resources Code, relating to fees payable to the State Lands Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dilworth, Dolwig, Donnelly, Erbert, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 784—An act to amend Section 75081 of the Government Code, relating to the assignment of retired judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dilworth, Dolwig, Donnelly, Erbert, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 793—An act to amend Section 4365 of the Labor Code, relating to workman's compensation for disaster service workers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dilworth, Dolwig, Donnelly, Erbert, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 830—An act to add Article 3 (commencing at Section 26525) to Chapter 3 of Division 12 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicle air and vacuum brakes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dilworth, Dolwig, Donnelly, Erbert, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 893—An act to amend Sections 68540, 68540.5, and 68541 of, and to add Sections 68547 and 75082 to, the Government Code, relating to judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 930—An act to add Sections 72196 and 72197 to the Government Code, relating to traffic commissioners in municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1080—An act to amend Section 2300 of the Welfare and Institutions Code, relating to boarding homes and institutions for aged persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1084—An act to amend Section 2312 of the Welfare and Institutions Code, and to amend Section 1418.5 of the Health and Safety Code, relating to boarding homes and institutions for aged and infirm persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teal, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 908—An act to amend Section 12027 of the Penal Code, relating to concealed carrying of firearms.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 911—An act to amend Section 12076 of the Penal Code, relating to the sale of concealable firearms.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 787—An act to amend Sections 22162 and 23196 of the Water Code, relating to irrigation districts.

Bill read third time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Senate April 17, 1959, strike out the second "or", and insert "of".

Amendment read, and adopted.

Bill ordered printed, and to second reading.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 676—An act to add Section 1711 to the Streets and Highways Code, relating to agreements between cities and counties for street construction, repair or maintenance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 870—An act to amend Section 2206 of the Health and Safety Code, relating to mosquito abatement districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller,

Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 873—An act to amend Section 2312 of the Health and Safety Code, relating to the withdrawal of mosquito abatement funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 874—An act to amend Sections 2248 and 2851 of the Health and Safety Code, relating to the compensation and expenses of mosquito and pest abatement district board members.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1196—An act to amend Sections 4703, 4704, 4705, 4706, 4707, 4708, 4709, 4710, 4711, and 4713 of, and to add Sections 4702.5 and 4713.5 to, the Revenue and Taxation Code, relating to the distribution of property tax levies and assessments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 58—An act to convey certain tide and submerged lands to the City of Mill Valley, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher,

Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 675—An act to add Section 4121.1 to the Health and Safety Code, relating to garbage disposal districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 59—An act to convey certain tide and submerged lands to the County of Marin, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 992—An act to add Sections 4008.2, 4008.3, and 4008.4 to the Business and Professions Code, relating to pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1116—An act to amend Sections 7493, 7660, 7670, 7675, 7852, 7916, 8126, 8128, 8147, 8148, 8149, 8191, 8307 and the heading of Article 4 (commencing at Section 7916) of Chapter 6 of Part 2 of Division 2 of the Revenue and Taxation Code, to repeal Article 5 (commencing at Section 7751) of Chapter 5 of Part 2 of Division 2 and Section 7981 of said code, and to add thereto Sections 7676, 7711.5, 8149.5 and 8404 and Articles 1.5 (commencing at Section 7861) and 2.5 (commencing at Section 7881) to Chapter 6 of Part 2 of Division 2 of said code, all relating to the motor vehicle fuel license tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1329—An act to amend Section 6209 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the instruction of blind adults.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1963—An act to add Sections 12403, 12404, and 12405 to the Health and Safety Code, relating to explosives.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 57—An act to amend Section 8 of the Corporations Code, to add Section 11 to the Code of Civil Procedure, to amend Section 31 of the Education Code as enacted by the Legislature at the 1959 Regular Session, to amend Section 8 of the Financial Code, to amend Section 8 of the Labor Code, to add Section 5 to the Probate Code, to amend Section 8 of the Public Utilities Code, to amend Section 10 of the Vehicle Code, and to add Section 29 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the use of certified mail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 682—An act to amend Sections 58241, 61128, 61230, and 61823 of the Government Code, Sections 3533, 4659,, 5418, and 8127 of the Streets and Highways Code, Sections 1808, 2285, 2341, 2832, 14750, 14815, 14825, 14827, 32004.6, 32004.8 and 33573 of the

Health and Safety Code, and Sections 9304, 9313, 9316, and 9713 of the Public Resources Code, relating to recordation of instruments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Cousins, Dolwerth, Dolwig, Donnelly, Erbart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senators Shaw and Stiern:

Senate Resolution No. 113

Relative to the retirement of Nora Parker Coy

WHEREAS, Information has come to the Senate that Nora Parker Coy, Director of Extended Day at the San Bernardino Valley College will retire from active service on June 30th after a 36-year career in education; and

WHEREAS, Nora Parker Coy, a native daughter was born at Tulare, California, the daughter of a pioneer manufacturer in the field of refrigeration; and

WHEREAS, Nora Parker Coy was educated in the schools and colleges of the State of California, a graduate of San Bernardino High School, attended the University of Southern California, and graduated with an A.B. from Stanford and later received her M.A. from the same university, and did graduate work at Columbia, Claremont Colleges, and the University of Southern California; and

WHEREAS, Nora Parker Coy served as host of local, state and national professional organizations at board level and above, and was one of the organizers and first president of the San Bernardino Business and Professional Women's Club, and made major contributions to the success of adult education at San Bernardino Valley College; and

WHEREAS, Nora Parker Coy was a person of energy and enthusiasm and one who inspired those who worked with her with the result that it has been well said that there can be a successor to, but never a replacement for Nora Parker Coy; now, therefore, be it

Resolved by the Senate of the State of California, That it commends Nora Parker Coy for her good works and congratulates her upon the high esteem in which she is held; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to present a suitable prepared copy of this resolution to Nora Parker Coy.

Resolution read, and unanimously adopted on motion of Senator Stiern.

By Senators Shaw and Stiern:

Senate Resolution No. 114

Relative to the passing of Mrs. Anna Keizer

WHEREAS, It has been brought to the attention of the Senate that Mrs. Anna Keizer, loving mother of Lester Healey, passed away Sunday, May 3, in Minneapolis, Minnesota; and

WHEREAS, Mrs. Keizer, born in Trondheim, Norway, 79 years ago, was noted for her persistence and diligence in caring for her home, family and church until her last illness; and

WHEREAS, Mrs. Keizer's youngest son, Lester Healey, has served faithfully as an advocate to the California Legislature for 20 years; and

WHEREAS, It is appropriate that the Senate revere Mrs. Keizer's memory; now, therefore, be it

Resolved by the Senate of the State of California, That it express its condolences to Lester Healey and his family on the passing of his beloved mother, and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to present a suitably engrossed copy of this resolution to Mrs. Lucille Larsen, daughter, and Lester Healey, son, of the late Mrs. Anna Keizer.

Resolution read, and unanimously adopted on motion of Senator Stiern.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 71: By Senators Regan, Farr, Holmdahl, Richards, Dolwig, O'Sullivan, Grunsky, Cobey, Christensen, Beard, Hollister, Arnold, and Rattigan—Relative to the speedy recovery of Ruth Boyd, Secretary of the Senate Judiciary Committee.

Resolution read, and ordered placed on third reading file.

Senate Concurrent Resolution No. 70: By Senator Burns—Relative to a world fair in 1963.

Referred to Committee on Rules.

Senate Joint Resolution No. 22: By Senator Burns—Relative to a world fair in 1963.

Referred to Committee on Rules.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Erhart:

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1344—An act to amend the Title of, and Sections 2, 3, 4, 5, 6, 9, 10, 13, 14, 15, 16, 17, and 18 of, and to add Sections 3.1, 3.2, 3.3, 3.4, 16.1, 23.5, 36.1, 36.2, 36.3, 36.4, 36.5, 36.6, 36.7, 36.8, 36.9, 36.10, 36.11, 36.12, 36.13, 36.14, 36.15, 36.16, and 36.17 to the San Luis Obispo Flood Control and Water Conservation District Act (Chapter 1294 of the Statutes of 1945).

Respectfully submitted,

SENATOR ERHART

Request read, and referred to Committee on Rules.

ADJOURNMENT

At 4:55 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, May 7, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-FIRST LEGISLATIVE DAY

EIGHTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Thursday, May 7, 1959

The Senate met at 3 p.m.
Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rolda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we pray for this Nation, "conceived in liberty and dedicated to the proposition that all men are created equal." We are grateful that we have kept our liberty through the years; that we have, to a large measure, provided equality for all before the law. We do confess that equality of opportunity has been denied many of our citizens. And we do pray to be used of Thee to find ways by which this wrong can be removed, that we may make it possible for a "nation so conceived and so dedicated to long endure." AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jane Adams, Mrs. Archey, Mrs. Alberta Lloyd, Mrs. R. Happy Lynn, Mrs. Park, Mrs. Ruth Robison, and the following students from Lakeside Elementary and High School: Raymond Bassler, Judy Gann, Douglas Grant, Steve Holland, Mark Nicholson, Martha Nicholson, Beverly Sears, Sue Robinson, Barbara Barnett, Sandy Bassler, Chris Benson, Ricky Baily, Ralph Breddo, Jean Criswell, Beaver Davis, Viven Johnson, Topper Lynn, Charlene Park, Glena Archey, Roff Barnett, Dick Cothran, Pinky Knox, Jim Warren, Dave Adams, Carol Beddo, Pam Barnett, Irene Warren, Cheryl Balzer, Buff Benson, Mike Citti, Roberta Cramer, Mimi Davis, and Jill Robison.

On request of Senator Hollobaugh, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. George Balkskin, Mrs. John Warek, Mrs. John Miller, and the following Girl Scouts from St. Joseph's School in Berkeley: Deborah Bartlow, Anne Behounek, Cynthia Benson, Diane Cook, Beverly Dold, Dora Dromgoole, Kathleen Elliott, Candace Etter, Suzanne Gutierrez, Sylvia Handran, Beatrice Hanlon, Helen Lopez, Margaret McConnell, Margaret Miller, Mary Porter, Krystyna Radomski, Nancy Raymond, Linda Robert, Gayle Shortridge, and Gail Warek.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to director D. V. Rhodes and the following students from Mountain View Union Academy: G. Stokes, E. Rothemel, R. Felker, M. Calvert, M. Chalker, J. Andre, S. McCormick, C. White, R. Green, J. Johnson, K. Cornell, N. Sample, C. Hunter, R. Engstrom, J. Waldron, M. Alice Sherman, J. Cornwell, B. Best, B. Price, C. Sample, B. Hover, J. Farguharson, C. Howard, S. Freligh, J. Stump, E. Wright, and L. Zwigle.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Moller, Mrs. Terry, Mr. Pritchard, Miss Noreen and the following students from Hilmar Unified School: Jovina Avila, Irene Challberg, Elizabeth Claybrook, Pamela Durden, Bernice Fiedler, Barbara Johnson, Lorraine Luiz, Kay Miller, Gloria Nyman, Lavonne Nyman, Anne O'Connor, Jan Olson, Charlene Perry, Geraldine Pettit, Darline Ramos, Barabra Santos, Sylvia Silveira, Loretta Souza, Sandra Tell, Valerie Wickstrom, Doris Wilde, Louise Zaugg, Peggy Brush, Ruth David, Genevieve Garcia, Rose Gomes, Carol Gumanday, Bernice Heller, Jeanette Lowell, Lana Lucas, Christine Padaybag, Elizabeth Pederson, Helen Schmidt, Gloria Swanson, Shirley Vierra, Manual Avila, David Barnes, David Brown, Raymond Campbell, Dennis Claspill, John Elliott, Kenneth Frank, Jimmy Gilbert, Robert Johnson, Edward Kindberg, Roy LeKey, Albert Martig, Louis Norton, Walter Roth, Donald Sorensen, Paul Youngberg, Jimmie Baldwin, Harrell Coder, Clyde Conley, Darrell Crandell, Dennis Durden, Nicky Crandell, Leonard Dyrland, Bill Farris, John Fulton, Joe Gean, Bobby Littleton, Brazil Pereira, Billy Pollard, Raymond Potts, Gary Rhodes, Wayne Sharp, Neil Tidwell, and Charles White.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Girl Scout Troops from the Holy Name Grammar School of San Francisco: *Troop No. 278, Sixth Grade*—Carol Atkinson, Marijo Fazio, Judy Harrington, Jeanne Harvey, Karen Kirchner, Sylvia Ramirez, Carol Lagomarsino, Diane Lawrence, Frances McCulloch, Barbara Sherwood, Patty Smith, Mary Hunter, Jeanne Sekorn, Yvonne Maclin, Mrs. Jean Lawrence, Mrs. Ann Sherwood, Mrs. June Atkinson, Mrs. Kay Harrington, and Gregory Lawrence; *Troop No. 119, Fifth Grade*—Marianne Asaro, Jeriann Bonnici, Sandra Clay, Carol Cronin, Carol DiLabbio, Diane Dorighi, Janie Engler, Kathlene Gallagher, Karen Gillespie, Susan Johnson, Ellen Kirwin, Carolyn May, Jerry Engler, Mrs. Jane Engler, Mrs. Marian May, and Mrs. Anita Cronin; *Troop No. 535, Fourth Grade*—Christine Abbey, Linda Ambrosini, Barbara Costello,

Maureen Engler, Joan Engler, Michele Fazzio, Patricia Field, Carmel Kelley, Kathleen Sapunar, Rita Heaney, Linda Higuera, Christine Homrig, Maureen Ittig, Patricia Jenkins, Andrea Mootz, Joanne Yalen, Mrs. Dorothy Mootz and Mrs. E. Fazzio; *Troop No. 342, Fourth Grade*- Sandra Alonzo, Sharon Durkin, Barbara Cecchettini, Jeanne Saliou, Christine O'Brien, Dianne Montagne, Janet Montagne, Winifred Doyle, Shelly Haymond, Mary Kolda, Janice McGough, Susanne White, Judy Murdock, Linda Detels, Mrs. Coleen McGough, Mrs. Phylis Cecchettini, and Thomas McGough.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Alan Bartholomey, E. L. Blackmore, R. L. Brunsing, R. A. Bunker, Mrs. Mary Carr, Dr. William J. Ferguson, B. L. Gustafson, John Hoefer, Joel Horowitz, William E. Keener, Martin Kennedy, Kenneth Norberg, Dr. John Osborn, D. N. Soderquist, Mrs. Patricia Sieck, David Teather, Mrs. Luahana Wisler, W. C. Witter, Minoru Esaki, Nina Frellson (aunt), Robert Bagnall, George Banning, Dan Bonfigli, Martin Bramante, Mrs. Leona Buist, Dick DeBerry, R. N. Fink, D. R. Perry, and William Roby, and their children from Reed: Alan Bartholomey, Bill Blackmore, John Brunsing, Fred Bunker, Jim Carr, Bill Ferguson, Gary Gustafson, John Hoefer, David Horowitz, Jim Keener, Tom Kennedy, Ralph Norberg, John Osborn, David Soderquist, Bill Sieck, Jeff Teather, Lester Wisler, Jack Witter, Torao Esaki, Ricky Barton, Nancy Bagnall, Julie Banning, Bobbie Bonfigli, Susan Bramante, Ann Buist, Janet DeBerry, Cindy Fink, Phyllis Perry, and Karen Roby.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Everett Johnson of West Sacramento.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Agnes Porter of Democratic Women's Legislative Seminar.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Eleanor Margrave and Beth Park of Santa Barbara; and Lucy Steinhaus of Sacramento.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Beatrice McCullough and Teri Marcal.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Tony Duldulao, Melvin Jones, James La Roque, Biag Jue, Pay Tong, Mr. and Mrs. George Burdock, Loyd Blackwell, Leona Wilcox, June Schaeberl, Eileen McCarthy, Frank Murray, Mr. and Mrs. E. Cosmo, Bert Holt, Nick Kuzma, Bob Ward, Chuck Kuykendall, Arnold Bensted, Charles Switzer, Connie Hogan, Irene Lawson, Park Yee, Hang Chong, Joseph Laird, Charles Sherman, and Peter Contos, all of San Francisco.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Susan Whitley and Miss Carmen Warschaw of Los Angeles; Trudy Owens of Palos Verdes; Hazel Tow of El Centro; and Marvin Babbidge, district manager of Pacific Telephone of Hollywood.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Wallace Tow of El Centro.

On request of Senator Rodda, the privilege of the floor of the Senate for this day was unanimously extended to George E. Johnson of Sacramento.

On request of Senators McCarthy and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rev. Joseph Diebels, S.J., William Ivey, Frank De Benedetti, Kenneth M. Freeman, Steffan O. Schomaker, Jim David, Gil Medeiros, and Ray Williamson, all of St. Ives Law Society of San Francisco.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ruth Leader and Ann Benson of Los Angeles.

On request of Senators Richards and Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Democratic Women's Legislative Seminar: Tarea Pittman, Berkeley; Hazel Tow, El Centro; Ora Knudson, Lakewood; Ardath Bendlage, Lindsay; Caroline Barrick, Fresno; Virginia Foran, Porterville; Carmen Warschaw, Los Angeles; Dorothy Ruud, Auburn; Betty Yohalem, Placerville; Agnes Porter, Marysville; Eva Bloch, San Francisco; Marie DeMartini Bruce, San Francisco, and Norma Sublett, West Sacramento.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Irving Johnson of Alameda.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. J. McCormick of La Jolla.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edmund Moor, City Attorney of Red Bluff.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Vaino Spencer of Los Angeles.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Emily Acano, Mrs. Bernice Elkins, and Mrs. W. H. Forbes of Sunnyvale.

On request of Senators Thompson and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mary E. Half and Mr. Neal A. Fellom of San Francisco.

RECESS

At 3.10 p.m., on motion of Senator Murdy, the Senate recessed for the purpose of introducing Miss Ann Bruederle of La Habra High School, whose essay won the annual essay contest of the California Real Estate Association.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Murdy, Cameron, and Erhart as a Special Committee to escort Miss Ann Bruederle to the rostrum.

INTRODUCTION OF MISS BRUEDERLE

Senator Murdy introduced Miss Ann Bruederle to the Senate.

Miss Bruederle read her winning essay, as follows:

WHAT WE EXPECT OF OUR LEGISLATIVE REPRESENTATIVES

Since few of us are fortunate enough to know our representative personally, we must judge his merits solely on his record and on the principles he esteems and defends. A man of outstanding character and ability is required to meet the qualifications of a lawmaker whose most insignificant acts and inactions are viewed and evaluated by a critical society.

In this Country the will of the people is the foundation upon which the entire governmental structure is built. As a result, the primary function of a legislator is to carry out the wishes expressed by the voters through bills and resolutions. He must not only satisfactorily solve the immediate problems confronting him, but also anticipate those in the future.

The representative's first responsibility is to the people of his district. As their spokesman, he must be willing to contribute his full time and effort to their betterment. It is his duty to take a firm stand and prompt action on the issue after first carefully weighing the evidence. He should at all times place the ultimate good of the people above the pettiness of party politics.

No matter how good his proposals may be, the legislator will accomplish nothing if he does not possess diplomacy and tact. In order to win the sympathies of his opponents, the legislator's arguments must be clear, concise, and factual. He should concede a point if he is proven wrong, but never a principle.

A representative can compromise nearly everything but his integrity. High principles should be so firmly a part of his nature that he is virtually impenetrable to the temptations and corruption presented by public life.

The legislator who can pass these requirements will do his share to give us a good government. Our job is to co-operate with him.

REASSEMBLED

At 3.20 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 7, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 189
Assembly Bill No. 655
Assembly Bill No. 663
Assembly Bill No. 734
Assembly Bill No. 1364
Assembly Bill No. 1365
Assembly Bill No. 1480
Assembly Bill No. 1793
Assembly Constitutional Amendment No. 5

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 7, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 98

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read the first time:

Assembly Concurrent Resolution No. 98—Relative to the planting of salmon in the Salinas River.

Referred to Committee on Fish and Game.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 7, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 156	Assembly Bill No. 1315
Assembly Bill No. 244	Assembly Bill No. 1369
Assembly Bill No. 653	Assembly Bill No. 1475
Assembly Bill No. 708	Assembly Bill No. 1543
Assembly Bill No. 895	Assembly Bill No. 1704
Assembly Bill No. 1031	Assembly Bill No. 1992
Assembly Bill No. 1229	Assembly Bill No. 2171

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 156—An act to add Article 5 (commencing with Section 53090) to Chapter 1, Part 1, Division 2, Title 5 of the Government Code, relating to local agencies.

Referred to Committee on Local Government.

Assembly Bill No. 244—An act to amend Sections 9030, 9002.5, 9005, 9006, 9009, 9010, 9011, 9012, 9014, 9016, 9022, 9025, 9026, 9026.5, 9027, 9028, 9028.5, 9039, 9035, and 9036 of, to repeal Sections 9002, 9020, 9021, and 9024 of, and to add Sections 9002, 9017, 9020, 9021, 9023, 9024, and 9028.6 to, the Business and Professions Code, relating to the licensing of social workers.

Referred to Committee on Business and Professions.

Assembly Bill No. 653—An act to amend Section 69599.5 of the Government Code, relating to superior courts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 708—An act to add Chapter 8 (commencing at Section 25701) to Division 20 of the Health and Safety Code, relating to the manufacture and sale of toys.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 895—An act to amend Sections 20016 and 20334 of, and to add Section 21363.3 to, the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1031—An act to amend Sections 69592 and 69748.1 of the Government Code, relating to the superior court.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1229—An act to amend Section 69604 of the Government Code, relating to the superior courts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1315—An act to amend Section 69582 of the Government Code, relating to superior courts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1369—An act to amend Sections 69580 and 73075 of the Government Code, relating to courts in Alameda County.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1475—An act to amend Sections 14400, 14501, 14504, and 14540 of and add Section 14400.5 to the Health and Safety Code, relating to fire protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 1543—An act to add Section 1265 to Article 1 of Chapter 5 of Division 1 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1704—An act to amend Section 9575 of the Business and Professions Code, relating to dry cleaning, and making an appropriation therefor.

Referred to Committee on Business and Professions.

Assembly Bill No. 1992—An act to amend Sections 13303, 13304, 13305, 13307, 13308, 13315, 13320, 13322, and 13443 of the Education Code as enacted at the 1959 Regular Session of the Legislature, relating to certificated employees of school districts.

Referred to Committee on Education.

Assembly Bill No. 2171—An act to amend Section 6080 of the Harbors and Navigation Code, relating to harbor districts.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 15—Relative to the assignment of the construction of fleet ballistic missile submarines;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the seventh day of May, 1959, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 136—An act to amend Section 145 of the Unemployment Insurance Code, relating to unemployment insurance;

Senate Bill No. 286—An act to add Section 72090 of the Government Code, relating to the duties of the clerks of the municipal courts;

Senate Bill No. 343—An act to amend Section 8046 of the Fish and Game Code, relating to privilege taxation of commercial fish packers and processors;

Senate Bill No. 359—An act to amend Section 19 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 First Extraordinary Session), relating to annexation of land to the Vallejo Sanitation and Flood Control District, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 450—An act to amend Section 2353 of the Fish and Game Code, relating to the importation of fish and game;

Senate Bill No. 590—An act to add Section 19406 to the Government Code, relating to reinstatement rights to the state civil service after military training;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of May, 1959, at 2.30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 282—An act to amend Section 766 and to repeal Section 767 of the Financial Code, relating to loans and investments by banks and trust companies;

Senate Bill No. 456—An act to amend Section 538e of the Penal Code, relating to misrepresentation in sales of fire fighting equipment;

Senate Bill No. 570—An act to amend Section 1038 of the Agricultural Code, relating to agricultural mineral sales;

Senate Bill No. 592—An act to amend Section 575 of the Welfare and Institutions Code, relating to compensation of referees;

Senate Bill No. 599—An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of May, 1959, at 11.30 a.m.

BURNS, Chairman

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 33—An act to add Article 5 (commencing with Section 12050) to Chapter 1, Part 2, Division 3, Title 2 of, the Government Code, relating to the protection of consumer interests;

Senate Bill No. 581—An act to amend Sections 55632 and 55634, and to repeal Section 55633 of the Government Code, relating to supplementary fire and police protection;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of May, 1959, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 79—An act to add Section 17 to the Civil Code, to add Section 11 to the Code of Civil Procedure, to amend Section 8 of the Corporations Code, to amend Section 31 of the Education Code as enacted by the Legislature at the 1959 Regular Session, to amend Section 8 of the Financial Code, to amend Section 8 of the Labor Code, to add Section 5 to the Probate Code, to amend Section 8 of the Public Utilities Code, and to amend Section 10 of the Vehicle Code, and to add Section 29 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the use of certified mail;

Senate Bill No. 85—An act to amend Section 55916 of the Water Code, relating to county waterworks districts;

Senate Bill No. 105—An act to amend Sections 21822 and 21880 of, and to add Section 21880.5 to, the Business and Professions Code, relating to brake fluid;

Senate Bill No. 108—An act to add Article 4 (commencing at Section 12081) to Chapter 5 of Division 9 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to gate entrances to school grounds;

Senate Bill No. 137—An act to amend Sections 375.1, 377.1, and 377.6 of the Agricultural Code, relating to poultry;

Senate Bill No. 141—An act to amend Section 6 of the Del Norte County Flood Control District Act (Chapter 166 of the Statutes of 1955), relating to the powers of the Del Norte County Flood Control District;

Senate Bill No. 163—An act to amend Section 660 of the Code of Civil Procedure, relating to motions for new trials;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of May, 1959, at 4.30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 165—An act to repeal Sections 715.1, 770, 771, 774, 775, and 777 of, to amend Sections 715.3, 716, and 724 of, and to add Section 771 to, the Civil Code, relating to future interests in property;

Senate Bill No. 284—An act to amend Section 27641 of the Government Code, relating to the county counsel;

Senate Bill No. 326—An act to amend Sections 58850 and 58851 of the Government Code, relating to county boundary commissions;

Senate Bill No. 332—An act to amend Sections 26002, 26003, 26004, 26005, 26006, 26007, 26008, 26009, 26010, 26011, 26012, 26013, 26015, and 26016 of, and to add Section 26014.1 to, the Corporations Code, relating to fees under the Corporate Securities Law, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 392—An act to amend Section 28126 of the Health and Safety Code, relating to license fees for cold storage plants;

Senate Bill No. 676—An act to add Section 12151.5 to the Fish and Game Code, relating to hunting accidents;

Senate Bill No. 834—An act to add Section 4.5 to, and to amend Section 35.5 of the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), relating to water conservation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of May, 1959, at 4.30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 320

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 143

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 150
Senate Bill No. 609
Senate Bill No. 742
Senate Bill No. 778
Senate Bill No. 977
Senate Bill No. 981
Senate Concurrent Resolution No. 71

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Finance

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 354
Senate Bill No. 106

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 171
Senate Bill No. 472
Senate Bill No. 566
Senate Bill No. 735
Senate Bill No. 871
Senate Bill No. 873
Assembly Bill No. 148
Assembly Bill No. 725
Assembly Bill No. 805
Assembly Bill No. 813
Assembly Bill No. 1011
Assembly Bill No. 1045
Assembly Bill No. 1290

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 497

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules for assignment to proper interim committee for study.

McBRIDE, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 473
Senate Bill No. 379
Senate Bill No. 478
Senate Bill No. 552
Assembly Bill No. 458
Assembly Bill No. 839
Assembly Bill No. 841
Assembly Bill No. 816

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 990
Assembly Bill No. 428

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 663
Senate Bill No. 743

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Rules to be referred to an appropriate interim committee.

TEALE, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 881
Assembly Bill No. 618

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 366
Senate Bill No. 1011
Senate Bill No. 1016
Assembly Bill No. 108
Assembly Bill No. 906
Assembly Bill No. 921
Assembly Bill No. 1091
Assembly Bill No. 1278
Assembly Bill No. 1383
Assembly Bill No. 1418
Assembly Bill No. 1498
Assembly Bill No. 1649
Assembly Bill No. 1677

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 584	Assembly Bill No. 528
Senate Bill No. 756	Assembly Bill No. 559
Senate Bill No. 916	Assembly Bill No. 657
Senate Bill No. 989	Assembly Bill No. 1262
Senate Bill No. 1087	Assembly Bill No. 1499
Senate Bill No. 1110	Assembly Bill No. 1674
Assembly Bill No. 227	Assembly Bill No. 1765

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 55

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 501	Assembly Bill No. 1250
Assembly Bill No. 901	Assembly Bill No. 1694

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 1368

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 1049

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 1186

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 1628

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: Your Committee on Finance, to which was referred:

Senate Bill No. 876

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1001

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the consent calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 5, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 195
Assembly Bill No. 236
Assembly Bill No. 357

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bills ordered to second reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which were referred:

Senate Bill No. 1265
Senate Bill No. 1267
Senate Bill No. 1268

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND SENATE BILL NO. 1265

Senator Arnold moved that Senate Bill No. 1265 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1265 An act to add Chapter 11 (commencing at Section 4980) to Division 4 of the Public Resources Code, relating to California Conservation Camps.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 18, of the printed bill, strike out "may", and insert "shall".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

MOTION TO AMEND SENATE BILL NO. 1267

Senator Arnold moved that Senate Bill No. 1267 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1267—An act to amend Section 4009 of the Public Resources Code, relating to the appointment of voluntary firewardens, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "forestry", and insert "forest fire".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

MOTION TO AMEND SENATE BILL NO. 1268

Senator Arnold moved that Senate Bill No. 1268 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1268—An act to amend Section 4011 of the Public Resources Code, relating to the designation of peace officers and their powers.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 10, 11 and 12, of the printed bill, strike out "to make an arrest for any crime committed in their presence, or as requested by other law enforcement agencies, or".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 904

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 904

Senator Short moved that Senate Bill No. 904 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 904—An act to add Section 7615 to the Public Utilities Code, relating to railroad equipment.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "1961", and insert "1963".

Amendment No. 2

On page 1, line 8, after "electrical", insert ", nuclear, or other lighting facilities comparable to such electric or nuclear lighting facilities as approved by the Public Utilities Commission,".

Amendment No. 3

On page 1, strike out line 10, and insert "electric or nuclear lighted marker or markers or such other type of lighted marker or markers as may be comparable to the electric or nuclear lighted marker or markers as approved by the Public Utilities Commission."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 597

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 597

Senator Farr moved that Senate Bill No. 597 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 597—An act to repeal Sections 65004, 65060 and 65061, and Articles 1.5 (commencing at Section 65020) and 2 (commencing at Section 65030) of Chapter 1 of Title 7, to amend Section 65062, and to add Chapter 1.5 (commencing at Section 65011.1) to

Title 7, of the Government Code, relating to state, regional and local planning, establishing the State Office of Planning in the Department of Finance, providing for and assigning powers and duties to such office, and creating an advisory committee for the office.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 12, of the printed bill, as amended in Senate May 4, 1959, insert "65012. It is the intent of the Legislature to provide a method for encouraging the formation and proper functioning of local and regional planning commissions and to encourage, through discussion, research, and agreement between state agencies and between state agencies and the local and regional planning commissions involved, the co-ordination of state projects and improvements with regional and local master plans to the end that the physical development of the State will proceed in an orderly fashion. It is not the intent of the Legislature to vest in any state department, or the director thereof, any regulatory powers concerning planning."

Amendment No. 2

On page 3, strike out lines 11 to 13, inclusive.

Amendment No. 3

On page 3, line 14, strike out "(h)", and insert "(g)".

Amendment No. 4

On page 3, line 20, strike out "(i)", and insert "(h)".

Amendment No. 5

On page 3, strike out lines 47 to 51, inclusive.

Amendment No. 6

On page 4, line 1, strike out "(c)", and insert "(b)".

Amendment No. 7

On page 4, line 3, strike out "(d)", and insert "(c)".

Amendment No. 8

On page 4, strike out lines 7 and 8.

Amendment No. 9

On page 5, line 39, strike out "and any revisions thereof".

Amendment No. 10

On page 7, line 2, strike out "shall", and insert "may".

Amendment No. 11

On page 7, strike out lines 16 and 17.

Amendment No. 12

On page 7, line 18, strike out "(d)", and insert "(c)".

Amendment No. 13

On page 7, line 20, strike out "(e)", and insert "(d)".

Amendment No. 14

On page 7, line 40, insert

"65017.4. In accordance with the policies of the Planning Advisory Committee the office shall constitute the official state planning agency for the purposes set forth in this article."

Amendment No. 15

On page 8, strike out lines 1 and 2, and insert

"65018.2. The office shall divide the State into regional planning districts in accordance with the recommendation of the Planning Advisory Committee."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 84

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 84

Senator Montgomery moved that Senate Bill No. 84 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 84 An act to amend Section 731a of the Code of Civil Procedure, relating to industrial nuisances.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "California", insert "or an action by an air pollution control district to enforce its regulations".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

RESOLUTIONS

The following resolutions were offered:

By Senator Cameron:

Senate Resolution No. 115

Relative to congratulating the City of Roseville

WHEREAS, It has come to the attention of the Members of the Legislature that this month of April 1959 marks the fiftieth anniversary of the City of Roseville; and

WHEREAS, Over 50 years ago Roseville was a quiet little village slumbering peacefully beside the foothills of the Sierra Nevada Mountains; and

WHEREAS, The announcement in 1906 that the Southern Pacific Railroad was to move its terminal from Rocklin to Roseville magically transformed the community into a beehive of activity; and

WHEREAS, When the rapidly growing town was incorporated in April of 1909 Roseville was well on its way to becoming a first-class city; and

WHEREAS, During the past 50 years the city has made numerous strides along the path of progress, thanks to a succession of civil-minded city fathers and to the spirit of co-operation and enterprise of the people of Roseville; and

WHEREAS, Today Roseville is the largest and most industrialized community in Placer County and is one of the most progressive cities in the State of California; now, therefore, be it

Resolved by the Senate of the State of California, That this Legislature extend congratulations to the City of Roseville on the occasion of its fiftieth anniversary; and be it further

Resolved, That the Secretary of the Senate is directed to send suitably prepared copies of this resolution to the Hon. George A. Buljan, Mayor of the City of Roseville, and to Hon. David C. Koester, City Manager.

Resolution read, and unanimously adopted on motion of Senator Cameron.

By Senator McCarthy and Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams:

Senate Resolution No. 116

Relative to the sporting prowess of Senator George Miller, Jr.

WHEREAS, Senator George Miller, Jr., has often regaled his colleagues and friends with tales of his sporting prowess, especially in the piscatorial art; and

WHEREAS, Senator George Miller, Jr., up to this time has relied upon oratory, rather than more tangible evidence, for proof of his prowess with the hook and line; and

WHEREAS, The said colleagues and friends thus have entertained certain mental reservations about the actuality of the exploits lovingly described by Senator George Miller, Jr., *but*

WHEREAS, Evidence now has come to hand which documents a high achievement by Senator George Miller, Jr., in a most difficult sector of the piscatorial art; and

WHEREAS, A national magazine known and respected by all sportsmen has stated by publication and by issuance of a scroll that Senator George Miller, Jr., on June 9, 1958, caught and boated the largest Pacific sailfish taken by any fisherman during the whole of 1958; and

WHEREAS, The Pacific sailfish taken by Senator George Miller, Jr., weighed 166 pounds and measured nine feet, five inches in length, and was caught with light tackle in line with the high sporting standards of Senator George Miller, Jr.; therefore, be it

Resolved, That the Senate of the State of California congratulates Senator George Miller, Jr., on this truly noteworthy achievement, and be it further

Resolved, That his colleagues do hereby pledge that they will listen with respect and belief to all tales of piscatorial experience told in the future by Senator George Miller, Jr.; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to have a copy of this resolution appropriately prepared in true piscatorial style and present it to his fellow fisherman, Senator George Miller, Jr., who is hereby designated as the official piscatorial authority of the Senate.

Resolution read, and unanimously adopted on motion by Senator McCarthy.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 98—An act to amend Section 631 of the Code of Civil Procedure, relating to waiver of jury trial.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 98?

Amendment No. 1

On page 2, line 17, of the printed bill, strike out "20", and insert "14".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 98 by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 167 —An act to repeal Sections 2974 and 2975 of, and to add Section 2975 to, the Civil Code, relating to mortgages of personal property or crops to secure advances.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 167?

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "secured", and insert "outstanding".

Amendment No. 2

On page 1, line 12, of the printed bill, strike out "excluding amounts", and insert "without regard to advances".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 167 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 828 —An act to amend Section 13121 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the certification of school employees.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 957 —An act to add Section 50 to the Education Code, as enacted at the 1959 Regular Session, relating to the Department of Education.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 682—An act to add Section 3136 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to countywide school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1012—An act to add Section 6374 to the Education Code as enacted at the 1959 Regular Session, relating to adult education.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1043 —An act to amend Section 777.1 of the Insurance Code, relating to free insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, line 14, of the printed bill, after "circulation", insert "; nor shall it apply to insurance issued to credit unions or to members of credit unions in connection with the purchase of shares in such a credit union".

Amendment No. 2

On page 1, line 17, after "life", insert "or disability".

Amendment No. 3

On page 1, line 20, after "death", insert "or disability".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1077—An act to add Section 2166 to the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "five hundred", and insert "one thousand".

Amendment No. 2

On page 1, line 7, strike out "($500)", and insert "($1,000)".

Amendment No. 3

On page 1, line 10, strike out "five hundred dollars ($500)", and insert "one thousand dollars ($1,000)".

Amendment No. 4

On page 1, strike out line 14.

Amendment No. 5

On page 1, line 15, strike out "4", and insert "3".

Amendment No. 6

On page 1, line 16, strike out "5", and insert "4".

Amendment No. 7

On page 1, line 17, strike out "6", and insert "5".

Amendment No. 8

On page 1, line 18, strike out "7", and insert "6".

Amendment No. 9

On page 1, line 19, strike out "8", and insert "7".

Amendment No. 10

On page 1, strike out line 20, and insert

"3,501-4,000 ---------- 8
4,001-4,500 ---------- 9
4,501 or over ---------- 10".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 583—An act to amend Section 1067 of the Probate Code, relating to estates of deceased persons.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "notice of a", and insert "a copy of any".

Amendment No. 2

On page 1, line 12, after the second comma, insert "and notice of any hearing thereon,".

Amendment No. 3

On page 1, line 13, strike out "at least ten (10) days prior"; and strike out line 14, and insert "at the time and in the manner prescribed by Section 1200."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 855—An act to amend Section 607 of, and to add Section 609.5 to, the Probate Code, and to add Section 14773.5 to the Revenue and Taxation Code, relating to inheritance tax appraisers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in Senate March 26, 1959, strike out "this".

Amendment No. 2

On page 2, line 5, strike out "to", and insert "from".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 910—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to adjustments for overpayments of public assistance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 914—An act to add Section 103.2 to the Welfare and Institutions Code, relating to the rule-making power of the State Social Welfare Board.

Bill read second time.

Motion to Re-refer Senate Bill No. 914

Senator Brown moved that Senate Bill No. 914 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 928—An act to add Chapter 1.8 (commencing at Section 148) to Division 1 of the Welfare and Institutions Code, relating to the acquisition and disposition of salvageable personal property for charitable purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1057—An act to add Section 4601.5 to the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1069—An act to add Section 2020.1 to the Welfare and Institutions Code, relating to old age assistance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 747—An act to amend Section 1 of Chapter 657 of the Statutes of 1911, relating to tidelands and submerged lands in the City of Oakland, County of Alameda.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 3 of the printed bill, after line 15, insert

"(f) There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in said lands, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from said lands."

Amendment No. 2

On page 3 after paragraph (f), insert

"(g) If the lands, or any part thereof, granted to the city by this act are not used for the additional purposes authorized by the amendment of this section made at the 1959 Regular Session of the Legislature within 10 years from the effective date of said amendment, the authorization to use said lands for such additional purposes shall automatically terminate and lapse."

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 747

Amendment No. 1

On page 2, line 49, of the printed bill, after the period, insert "Nothing contained in this paragraph (b) shall be deemed to affect the validity or term of any franchise granted by said city under its charter or the Francise Act of 1937 (Chapter 2 (commencing at Section 6201), of Division 3 of the Public Utilities Code), and any such franchise shall be effective with respect to said lands when title thereto passes to said city hereunder."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 939—An act to amend Section 5701 of, and to add Sections 5710, 5711, 5712, and 5713 to, the Welfare and Institutions Code, relating to private mental institutions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2 of the printed bill, strike out lines 48 to 50, inclusive, and insert "board shall meet on the call of the Director of Mental Hygiene."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 940—An act to amend Section 2302 of, and to repeal Section 2311 of, the Welfare and Institutions Code, relating to boarding homes and institutions for the aged.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "inspect licensees", and insert "inspect, make licensing decisions, issue licenses".

Amendment No. 2

On page 1, line 9, strike out "recommend disciplinary action by", and insert "make recommendations to".

Amendment No. 3

On page 1, line 10, strike out "against licensees", and insert "on revocation and suspension of licenses".

Amendment No. 4

On page 2, line 2, after the period, insert "Functions performed by a county or city inspection service are undertaken as agent of the State Department of Social Welfare. Any applicant for a license or renewal thereof, or any licensee may request the department to review any action taken by an accredited and approved inspection agency, and the department shall be authorized to take any action which it may deem advisable."

Amendment No. 5

On page 2, strike out line 21.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 562—An act to add Article 3 (commencing at Section 11200) to Chapter 2 of Part 1 of Division 3 of Title 2 of the Government Code, relating to state departments.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committe on Governmental Efficiency:

Amendment No. 1

On page 1, line 23, of the printed bill, as amended in the Senate April 13, 1959, after "director", strike out the period, and insert "; provided, not more than four deputies shall be appointed under this section to any one director."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 560—An act to amend Section 110.5 of, and to add Section 110.7 to the Business and Professions Code, relating to charges to state agencies for services performed by the Division of Administrative Procedure, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 974—An act to amend Sections 27463 and 27464 of the Government Code, relating to coroners.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 975—An act to amend Sections 27470 and 27471 of the Government Code, relating to coroners.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1075—An act to amend Section 13824 of, and to add Sections 13824.1, 13824.2, and 13824.3 to, the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to the State Teachers' Retirement System.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 22 of Article IV as proposed by

Resolution Chapter 184 of the Statutes of 1951 and by repealing Section 22 of Article IV as proposed by Resolution Chapter 220 of the Statutes of 1951, relating to the deletion of obsolete or superseded provisions affecting appropriations.

Resolution read second time, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 64 Relative to hearing officers in the Division of Administrative Procedure.

Resolution read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1058—An act to amend Section 14376 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate April 21, 1959, strike out the first "teacher", and insert "in a position requiring certification qualifications".

Amendment No. 2

On page 1, line 8, after "aged", insert ", or in a community center operated exclusively for the aged".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 516—An act to amend Sections 2780, 6200, 6203, 6204, 6205, 6206, 6207, and 6208 and to repeal Section 6202 of, and to add Sections 5067, 6201 and 6202 to, the Penal Code, relating to institutions under the jurisdiction of the Department of Corrections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In the heading of the printed bill, as amended in the Senate April 10, 1959, after "Introduced by", strike out "Senator Miller", and insert "Senators Arnold, Miller, Brown, Teale, and Farr".

Amendment No. 2

On page 2, line 43, after "Mono", insert "-Inyo".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 960—An act to add Section 10505.5 to the Water Code, relating to the appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate April 28, 1959, after "license", insert "hereafter".

Amendment No. 2

On page 1, line 13, after "county", insert "or area".

Amendment No. 3

On page 1, line 16, after "county", insert ", watershed or area of origin".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 962 An act to add Section 1390.5 to the Water Code, relating to the appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 28, 1959, after "A", insert "county,".

Amendment No. 2

On page 1, line 5, after "can", insert "conveniently".

Amendment No. 3

On page 1, line 7, after "water", insert "reasonably".

Amendment No. 4

On page 1, line 8, strike out "watershed, area", and insert "county, watershed, or area".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 787 An act to amend Sections 22162 and 23196 of the Water Code, relating to irrigation districts.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1412 An act to add Article 11 (commencing at Section 3481) to Chapter 9 of Division 5 of, the Education Code, as enacted by the Legislature at the 1959 Regular Session, relating to the dissolution of unified school districts.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1412

Senator Brown moved that Assembly Bill No. 1412 be re-referred to Committee on Finance

Motion carried.

Assembly Bill No. 1641 An act to amend Section 653 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to county boards of education.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1840—An act to add Section 10055 to the Education Code, as enacted at the 1959 Regular Session, relating to high school textbooks.

Bill read second time, and ordered to third reading. To Consent Calendar.

Assembly Bill No. 1928—An act to amend Section 13133 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to standards for issuance of teaching credentials.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1929—An act to amend Section 16051, and to repeal Section 16055, of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to sale or lease of school real property.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1457—An act to amend Section 13317 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to tenure of certificated employees of school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1637—An act to amend Section 19577 of the Education Code as enacted at the 1959 Regular Session, relating to state school building aid.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2152—An act to amend Section 7172 of the Financial Code, relating to loans to savings and loan associations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1734—An act to amend Sections 11529, 11532, 11532.3 and 11532.7 of the Insurance Code, relating to mutualized insurers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 433—An act to repeal Section 327 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1528—An act to amend Section 10270.55 of the Insurance Code, relating to standard provisions in disability policies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 113—An act to add Section 33049 to the Health and Safety Code, relating to restrictions on the basis of race, color, religion, ancestry, or national origin of the sale, lease, or rental of real property redeveloped and urban renewal under the Community Redevelopment Law.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, after line 4, of the printed bill, as amended in Assembly April 9, 1959, insert

"In the event of a breach of any of the covenants set forth in subdivision (a), (b), or (c) of this section the agency, or any person injured by such breach, may bring an action against the owner, lessee, sublessee, or contracting party to restrain such breach and to recover the actual damages sustained resulting from such breach; provided, however, nothing herein contained nor the provisions of this section shall be construed to defeat or render invalid the lien or charge of any mortgage or deed of trust on such land or leasehold estate made in good faith and for value prior to such breach. Any such action as herein provided shall be brought either by the aggrieved person or in the name of the agency, either on its own behalf, or for the benefit of the person, or persons, damaged by such breach in the manner and as provided in the Code of Civil Procedure."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Assembly Bill No. 961—An act to amend Section 4002 of the Welfare and Institutions Code, relating to aid to needy disabled.

Bill read second time, and ordered to third reading.

Assembly Bill No. 974—An act to amend Section 20493 of, and to add Section 20496 to, the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to third reading.

Assembly Bill No. 979—An act to add Sections 22015, 22152, 22308 and 22503 to, and to amend Sections 22150 and 22151 of, the Government Code, relating to integration of federal old age and survivors insurance with the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Assembly Bill No. 979

Senator Brown moved that Assembly Bill No. 979 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 984—An act to amend Sections 20655, 20685, 20897, 21100, 21207, 21251.15 and 21261 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1901—An act to add Section 2180.7 to the Welfare and Institutions Code, relating to applicants for Old Age Security.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1902—An act to add Section 3082.2 to the Welfare and Institutions Code, relating to applicants for aid to needy blind.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2014—An act to amend Section 2142.5 of the Welfare and Institutions Code, relating to medical needs of old age assistance recipients.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2015—An act to amend Section 2018 of the Welfare and Institutions Code, relating to recipients of old age assistance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 953—An act to amend Section 28004 of the Corporations Code, relating to retirement systems.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1428—An act to add Section 1091.1 to the Government Code, relating to interest of officers in contracts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1483—An act to add Section 20450.5 to the Government Code, relating to contracts with the State Employees' Retirement System.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Motion to Retain Place on File

Senator Farr moved that Senate Bill No. 926 be passed on file and retain its place.

Motion carried.

Senate Resolution No. 100—Relative to the solving of the water problems of the East Bay area.

Motion to Retain Place on File

Senator Miller moved that Senate Resolution No. 100 be passed on file and retain its place.

Motion carried.

Senate Bill No. 814—An act to add Section 1193 to the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cobey, Collier, Coombs, Farr, Fisher, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, and Williams—22.

NOES—Senators Berry, Brown, Cameron, Christensen, Dolwig, Donnelly, Erhart Grunsky, Hollister, Murdy, Shaw, Short, and Thompson—13.

Bill ordered transmitted to the Assembly.

Senate Bill No. 959—An act to amend Section 10504 of the Water Code, relating to the appropriation of water.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 143—An act to add Section 856 to the Fish and Game Code, and to amend Section 817 of the Penal Code, relating to members of the Wildlife Protection Branch of the Department of Fish and Game.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—32.
NOES—Senators Beard, Richards, and Stiern—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 977—An act to amend Section 1461 of the Probate Code, relating to appearance of alleged insane or incompetent person at hearing for appointment of guardian.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 981—An act to amend Sections 8938, 8947, and 8954 of, to add Sections 8965 and 8966 to, and to repeal Sections 8965 and 8966 of, the Business and Professions Code, relating to yacht and ship brokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 65

Relating to examination, by the Department of Finance, of the financial affairs of the several state colleges

Resolved by the Senate of the State of California, That the Department of Finance is directed to undertake, immediately, a comprehensive examination of the financial affairs of the several state colleges, particularly with respect to the source, maintenance, and use or disposition of funds, whether maintained on campus or off campus, which are in any way devoted to activities connected, directly or indirectly, with the operation or affairs of the colleges, and any like funds or other funds in the administration or control of which state college presidents are participating or

have participated on the basis of their official capacities as state college presidents; and be it further

Resolved, That the Department of Finance prepare and submit to the Legislature at the 1961 Regular Session, a report of its findings in the investigations authorized by this resolution; and be it further

Resolved, That the Department of Finance prescribe such rules and regulations as it may deem necessary and as are authorized by law to govern the administration of the funds which are the subject of this resolution.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Senate Concurrent Resolution No. 71—Relative to the speedy recovery of Ruth Boyd, Secretary of the Senate Judiciary Committee.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Bill read third time, and presented by Senator Miller.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 2, lines 15 and 16, of the printed bill, as amended in Senate April 20, 1959, strike out "not exceeding two thousand five hundred dollars ($2,500)".

Amendment No. 2

On page 2, strike out lines 18 to 22, inclusive, and insert "complete such coordinated plan. Such plan may provide for".

Amendment No. 3

On page 2, line 31, strike out "may", and insert "shall".

Amendment No. 4

On page 2, line 35, after "which the", insert "operation and maintenance of the".

Amendment No. 5

On page 2, between lines 41 and 42, insert

"Upon receipt of the amended permit, the governmental agency shall not proceed further with the plan unless the board of supervisors shall either deposit with the governmental agency all or such portion of the amount of the estimate of the cost of the capital improvements as the Department of Public Health shall determine as being that reasonably necessary to provide minimum improvements, consistent with the provisions of this article, for fishing and other recreational uses authorized, or shall make provision satisfactory to the governmental agency for paying such costs."

Amendment No. 6

On page 3, strike out lines 17 to 31, inclusive.

Amendment No. 7

On page 4, line 13, strike out "development and".

Amendments read.

Point of Order

Senator Burns rose to a point of order and stated that the debate has been closed, and that Senator Miller and Senator Richards are now arguing the amendments rather than asking and answering questions, which is permitted when the debate is closed.

The President ruled the point of order well taken.

The President put the question.

The question being on the adoption of the amendments offered by Senator Richards to Assembly Bill No. 286.

Amendments refused adoption.

Further Consideration of Assembly Bill No. 286

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470) to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Ernart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Teale, Thompson, and Williams—32.

NOES—Senators Beard, Fisher, Morris, Richards, and Stiern—5

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1287—An act to amend Section 54955 of the Government Code, relating to meetings of legislative bodies.

Bill read third time.

Motion to Amend

Senator Fisher moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 1, 1959, strike out "Section 54955", and insert "Sections 54955 and 54957".

Amendment No. 2

On page 1, after line 25, insert

"SEC. 2. Section 54957 of said code is amended to read:

54957. Nothing contained in this chapter shall be construed to prevent the legislative body of a local agency from holding executive sessions *during a regular or special meeting* to consider the appointment, employment or dismissal of a public officer or employee or to hear complaints or charges brought against such officer or employee by another public officer, person or employee unless such officer or employee requests a public hearing. The legislative body also may exclude from any such public or private meeting, during the examination of a witness, any or all other witnesses in the matter being investigated by the legislative body."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 49—An act to add Sections 322, 323, 12519, 22414, 31401, 31402, 31403, 31404, 31405, 31406 and 31407 to, and to amend

Section 31400 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to farm labor vehicles.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 25, of the printed bill, as amended in Senate April 23, 1959, after "trucks", insert ", other than two axle trucks weighing less than 3,000 pounds,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1631—An act to amend Sections 24360.3 and 24367.11 of the Health and Safety Code, relating to the Bay Area Air Pollution Control District.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "similar", and insert "identical".

Amendment No. 2

On page 1, line 8, strike out "similar", and insert "identical".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 297—An act to amend Section 30359 of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of Division 17 of the Streets and Highways Code, relating to the San Mateo-Hayward and Dumbarton Bridges, declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Assembly Bill No. 297

Senator Brown moved that Assembly Bill No. 297 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 609—An act to amend Section 6535.1 of the Business and Professions Code, relating to the practice of barbering.

Motion to Re-refer Senate Bill No. 609

Senator Brown moved that Senate Bill No. 609 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1363—An act to add Section 26504 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to airbrakes for vehicles.

Motion to Re-refer Assembly Bill No. 1363

Senator Brown moved that Assembly Bill No. 1363 be re-referred to Committee on Finance.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Williams moved that Senate Bill No. 479 be taken from the inactive file and placed on the second reading file.

Motion carried.

Request for Unanimous Consent

Senator Williams asked for, and was granted, unanimous consent to take up Senate Bill No. 479, at this time, for consideration.

CONSIDERATION OF SENATE BILL NO. 479
SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 479—An act to amend Section 427 of the Streets and Highways Code, relating to highway Route 127.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 5, 1959, strike out line 8; and on line 9, strike out "(c)", and insert "(b)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Collier:

Resolved, That Rule 8.3 of the Joint Rules, which prohibits a bill to be introduced after 120 calendar days of any general session have elapsed, be dispensed with for the purpose of introducing a bill, the title of which is set forth below.

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the first paragraph of subdivision (b) of Section 2 of Article IV thereof, relating to the compensation of Members of the Legislature.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Constitutional Amendment No. 31: By Senators Collier, Dolwig, Hollister, McBride, Miller, Burns, Coombs, Christensen, Richards, Thompson, Gibson, Farr, Johnson, Beard, Fisher, McCarthy, Regan, Teale, Arnold, Erhart, Berry, Montgomery, Brown, Short, and Byrne—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the first paragraph of subdivision (b) of Section 2 of Article IV thereof, relating to the compensation of Members of the Legislature.

Referred to Committee on Rules.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Collier:

SENATE CHAMBER, May 6, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the first paragraph of subdivision (b) of Section 2 of Article IV thereof, relating to the compensation of Members of the Legislature.

Respectfully submitted,

SENATOR COLLIER

Request read, and referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senator Farr:

Senate Resolution No. 117

Relative to the creation of an Interim Committee on Public Recreation

WHEREAS, With the constantly increasing population of the State of California, there has come an ever-increasing need for public recreation facilities; and

WHEREAS, The increasing need for public recreation facilities and the increasing number of public recreation facilities has lead to problems in the fields of administration, the reservation of state lands, the acquisition of private lands for public recreational facilities, the methods of operation and management of such facilities, and the relationship between private concessionaires and publicly owned facilities; and

WHEREAS, It is the desire of this body to be of all possible assistance in working out logical solutions to the many problems attendant to the fields of public recreation in a rapidly growing State; now, therefore, be it

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on Public Recreation is hereby created and authorized and directed to ascertain, study, and analyze all facts in any manner affecting public recreation, the reservation of state lands for recreational purposes, the acquisition of private lands for public recreational facilities, to study methods of operation and management of such facilities, and relationships between private concessionaires and publicly owned facilities, and including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in any way bearing upon or relating to the subject of public recreation.

2. The committee shall consist of three Members of the Senate, appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1961 Regular Session, with authority to file a partial report not later than March 15th, and its final report not later than the last day of that session.

4. The committee and its members shall have and exercise all the rights, duties, and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time in this session, which provisions are incorporated herein and made applicable to the committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies, and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the community.

(d) To report its findings and recommendations to the Senate and to the people from time to time and at any time not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it to fully and adequately exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To employ a staff director in addition to other technical and clerical employees as authorized by the Senate Rules.

(g) To travel or appoint a subcommittee to travel, within or outside of this State and the United States in pursuing the investigation committed to it.

6. The sum of _____ thousand dollars ($_____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses, or claims, which it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 69

And reports the same correctly engrossed.

BURNS, Chairman

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 72: By Senators Miller, Burns, McCarthy, Brown, and Murdy—Relative to statutes of the Legislature which are treated as unconstitutional based upon administrative interpretation alone.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 73: By Senator Fisher—Relative to approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the twenty-first day of April, 1959.

Resolution read, and ordered placed on third reading file.

ADJOURNMENT

At 5:46 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Friday, May 8, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-SECOND LEGISLATIVE DAY

NINETIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Friday, May 8, 1959

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we pray for a discerning sense of personal values that our lives may be rich, not too much cluttered up with things, for it has been truly said that "one is rich only in proportion to the things he can afford to do without." Help us to understand that our souls are being required of us each day by the judgments of history, by the judgments of God. We pray that we may have the stuff in us by which to give a good account. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator McBride, on motion of Senator Stiern, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. R. John Morend of Santa Fe Springs.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Merle Russell, district superintendent, Mr. William DesCombes, teacher, Mrs. Frances Wiseman, consultant, Mr. John L. Miller, principal and teacher,

and the following students from Brittan Elementary, Nuestro Elementary, Winship Elementary, Sough Elementary, Meridian Elementary, and Franklin Elementary: *Brittan Elementary*—Darlene Applegarth, Sue Archer, Kenneth Clark, Judy Cochran, Julieta Duarte, Nancy Edwards, Joan Gray, Sandra Griffin, Sharon Hensley, Patricia Hill, Judy LaMaida, Dean LaMontagne, LaVina Lee, Margret Luttrell, Margo Meddock, Michael Murphy, Ernest Palmer, JoAnna Schellenger, William Snelson, Gary Stephenson, Carl Stout, Gerald Stout, Ronnie Whisenhunt, Gary Winslow, Virginia Yetter, and Frederick Ziegenmeyer; *Nuestro Elementary*—Donna Crone, Ruth Goto, and Donald Krull; *Winship Elementary*—Eddie Lang and Ed Steering; *Slough Elementary*—Diana Davis; *Meridian Elementary*—Donald Chesney, Daniel Hawkins, Lynn Odor, Duane Pirtle, Ann Burrows, Selah Hankins, Gale Fedora, Mary Newton, Betty Pearson, and Sandra Watson; *Franklin Elementary*—Loran Ahlers, Tony Glass, Kenneth Helzer, Richard Henry, Robert Jensen, Leslie Kellie, Jerry Orr, Michael Welter, Dale Wilder, George Rose, Herbert Mix, Do Lee Beehmke, Marcella Crouch, Suzanne Frye, Sue Glass, El Donna Holopter, Darlene Kellie, Ann Matthews, Margaret Mix, Donna Parrish, Linda Stepps, Sandra Stone, and Teresa Tokuno.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. D. A. Siriani of Dunsmuir.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from Redwood City Elementary School: Nancy Ann Holst, Bruce Hall, Thomas Jenkins, Julie Johnson, Karen Seely, Alan Waterman, Anne Yates, Barbara Hanford, Abbie Withrow, Gary L. Brown, Penn Butler, John Radetich, Gil Rehaneck, Dennis Schirmer, Barbara Ahnstedt, Shelley Bernardo, Justin McBride, Beverly Roth, Durward Brandis, Kristin Johnson, Victoria Thomas, James Tubbs, Steve Yeager, Dennis Eckhardt, Robert Enger, Chuck Riffle, Kiku Adatto, Patty Edson, Susan Flynn, Christine Larson, Diana May, Donald Roth, Mike Tipper, Alda Davanceus, Glee Irons, Cheryl Chatterly, Carolyn Weaver, Maline Noss, Jean White, Janet Beck, Dale Beirne, Elaine Chesebrough, Scott Goldsmith, Florence Haydock, James Moses, Linda Howard, Steven Johnson, Billy Nugent, Ronald Parrish, Bridget Rovick, Norton Batkin, Barbara Bennett, Leslie Brown, Linda Caprini, George Elliott, Mary Tompkins, Cynthia Toorenaar, Lorene Elzea, Linda Boone, James Bill, Wendell Rider, Norman Sturdevant, Patricia Brandt, Pamela Gawthrop, Robert Mell, Leslie Reambeault, Anthony Sutton, Dennis Eoff, Deborah Ervine, Chris Bickell, Covey Cowan, Trescott White, John Bowley, Russanne Green, Susan Luebke, Susan Taylor, Karen Hawkins, and Marilynn Bottino.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harrison, teacher, and the following students of Biggs Elementary School: Dick Baker, Calvin Lattin, Joe Mattingly, Steve Moffitt, Teddy Reynolds, Monte Robinson, Norman Spiker, Ronee Trombo, Larry Vierra, Mickey Martini, Mary Banes, Bonnie Bayles, Shirley Bowles, Mary Cabrera, Linda Carter, Vivian Clark, Rosemarie Falsone, Marji Friedman,

Louise Heflen, Sharon Heflen, Juanita Hollis, Judy Insco, Jane Luster, Cheryl Morris, Jewel Morris, Elsie Rice, Florence Sheppard, Diana Tanner, Dale Tompson, and Phyllis Vardell.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Gordon Davis of Stanford; and Hon. Robert C. Doerr of San Jose.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Bailey, teacher, Mrs. Pearl Taylor, teacher, Mr. Tom Powelson, bus driver, and the following students of Pine Grove Elementary School: Jimmy Adams, Charles Mote, Gurnie Foyil, John Snooks, Chester (Mack) Ewing, Gerald Prince, Catherine Banks, Mary Beshears, Zula Murphy, Patricia Prince, Harold Rosenthal, Christopher Cornell (Fischer), Janet Fredricks, Judith Crocker, Linda Birge, Marcella Crain, Johnny Adams, Steven Bowman, Jerry Love, Jimmy Bergman, Ray Hoh, Jerry Hill, Geraldine Huberty, Sandra Richardson, Dorothy Birge, Karen McCollum, Paul Hess, Bruce Hemenway, John Beshears, Butch Snooks, Gary McCollum, Jackie Wilson, Marion Young, Betty Sandoz, and Wanda Jean Adams.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ansley and Robert A. Rowe, teachers, and the following students of Adeline E. Kent School: James Ahrens, Edward Bingham, Gordon Brown, Lynn Campbell, Judy Coy, Brian Dailey, Rick Di Marco, Roger Dowd, Nancy Egan, Lisa French, Chele Galloway, Christy Gilman, Thomas Gladney, Jamie Jenkins, William Lancaster, David Lindsey, Michael Lucas, Arlene Maffei, Fritz Mayer, Jean Marie Miles, Jim Mugford, Gary Ravani, John Reznor, Steve Riviera, Skip Shaw, Steven Solinsky, Susan Spiller, Tina Tose, Thomas Tuttle, Dawn Urbais, Bruce Von Borstel, Ada Wiklund, Betsy Winter, and Donald Rogers.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Jane Roinson and Mr. John Nelson, teachers, and the following students from Irene M. Snow Elementary School of Napa: Mark Amerson, Vera Breitkreutz, Steven Brownlee, Catherine Campbell, Charleen Cimino, Larry Clark, Craig Cole, LaVoyce Cole, Shari Darr, Denise deCamp, Paul Haley, Rodney Hicks, William Johns, Dorothy Lassoff, Bill Martell, Sharon Maurer, Thomas McGaughey, John Meeks, Barbara Meshew, Timothy O'Day, Patrick Patterson, Jerry Patzer, Albert Pick, Eve Pierce, Patricia Riley, Cynthia Savano, Susan Schroder, Regina Sinnes, Antoinette Trigueiro, Ronald Troup, Mary Tyson, Karen Wakeman, Michael Webber, Dennis Wofford, Barbara Wright, Mike Bishop, Billy Childers, Bob Claudino, Bill Cox, Danny Cudaback, Richard Dempsey, Pat Manley, Dennis Paterson, Daryl Taramasso, Pat Wiggin, Don Wise, Kathy Baldwin, Elizabeth Cessaro, Nicki Clark, Lynne Hildebrant, Sally Latham, Patricia Morris, and Barbara Tankersley.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Nelson, principal, Mrs. Patterson, and Mr. Wiley, adults, and the following students of the Lammerville Elementary School of Tracy (Seventh and Eighth Grades): Linda Costa, Betty Flocchini, Emily Freitas, Linda Lackey,

Gloria Pinon, Norma Hammons, Kenneth Tisher, Ronnie Wells, Kathleen Escher, Carolyn Kennedy, Janice Price, Gloria Vaughn, Tony Little, Roy Palmertree, and Walter Patteson.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Thomas W. Hawkins, principal, Harland T. Thompson, teacher, Mrs. Ted Baskette, Mrs. Richard Alcock, Mrs. Loren Brown and Mrs. Arthur Sonnenberg, adults, and the following seventh and eighth grade students from the Jefferson Elementary School of Tracy: *Seventh Grade*—Gregory Alvarez, Denise Baskette, Sandra Brown, Genett Cossey, Ronnie Farnsworth, Pete Gama, Joe Gayton, Meredith Hanson, Beatrice Hernandez, Craig Kellogg, Albert Lacondeguy, Donna Light, Lucy Medina, Henry Medina, Bernard Ovalle, Janice Palmquist, Julia Raya, Paul Saldavar, Martha Sonnenberg, Charlotte Wineinger, Yolanda Solario, Bobby Hoffman, James Brixly, Dick Low, Leila Steadman, and Larry Rogers; *Eighth Grade*—Rosemary Alcock, Raymond Axton, Mike Brown, Shirley Carson, Allen Cossey, Dennis Crites, Alan Fontes, Linda Gayton, Jessie Hernandez, Ray Iriart, Phillips Johannes, Bertha Medina, Isaac McCullough, Marie Raya, Larry Rinauro, George Solario, Robert Thomas, and George Johnson.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 8, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

WENDELL JOSEPH KISER, a resident of Modesto; has represented the Teamsters Union Local No. 386, in an executive capacity since July, 1936; presently he holds the position of recording secretary for the Joint Council of Teamsters No. 38, which represents Teamsters Locals from the Oregon border throughout the Valley, including Bakersfield. For a number of years, he also served as secretary-treasurer of the Stanislaus County Central Labor Council and the Building Trades Council;

Member, Social Welfare Board, vice Louis Slater, resigned, for the term prescribed by law, ending January 15, 1961.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 7, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

JOHN GILLIES BELL, a resident of Temple City, is an electrician and business manager of the Electrical Workers Union, Local No. 11, since 1951; has also served as Secretary, Joint Executive Conference of Southern California Electrical Workers;

Member, Adult Authority, vice James D. Tante, term expired, for the term prescribed by law, ending March 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

HOMER L. WOXBERG, Member, Small Craft Harbors Commission, vice Joseph Beek, resigned;

WILL ROGERS, JR., Member, State Park Commission, vice Charles Kasch, term expired;

LOUIS HEILBRON, Member, State Board of Education, vice William G. Werner, term expired;

MRS. EUNICE EVANS, Member, Board of Social Work Examiners, vice Mrs. Zdenka Ruben, term expired;

HENRY JOHN MELLO, Member, Agricultural Prorate Advisory Commission, vice Merritt A. Clevenger, term expired;

DR. BEN A. MADSON, Member, Agricultural Prorate Advisory Commission, vice self, term expired;

JOSEPH C. HOUGHTELING, Member, State Park Commission, vice Dr. Robert E. Burns, term expired;

WILLIAM EDWARD WHITING, Member, California State Communications Advisory Board, vice Keith E. Klinger, term expired;

KARL HOLTON, Member of the Board of Corrections, vice self, term expired;

MRS. HELEN PEDOTTI, Member, Board of Trustees, Atascadero State Hospital, vice Ralph G. Hagle, term expired;

REV. OTTO KLIEVER, Member, Board of Trustees, Atascadero State Hospital, vice Rev. Albert J. Knoll, term expired;

DR. JAMES BARRY SMITH, Member, Board of Trustees, Atascadero State Hospital, vice Louis Marre, term expired;

REV. MSGR. MICHAEL SULLIVAN, Member, Board of Trustees, Atascadero State Hospital, vice self, term expired;

JOHN FRANKLIN OLIVEIRA, Member, Board of Trustees, Mendocino State Hospital, vice B. A. Cober, term expired;

Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

The above reported appointments by the Governor, to be confirmed by the Senate, were ordered printed in the Journal upon request of Senator Burns.

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 787

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 560
Senate Bill No. 682
Senate Bill No. 828
Senate Bill No. 910
Senate Bill No. 928
Senate Bill No. 957
Senate Bill No. 974
Senate Bill No. 975
Senate Bill No. 1012
Senate Bill No. 1057
Senate Bill No. 1069
Senate Bill No. 1075
Senate Concurrent Resolution No. 64
Senate Constitutional Amendment No. 23

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 562
Senate Bill No. 583
Senate Bill No. 855
Senate Bill No. 939
Senate Bill No. 940
Senate Bill No. 1043

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 516
Senate Bill No. 747
Senate Bill No. 960
Senate Bill No. 962
Senate Bill No. 1058

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 479

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 73

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 1086

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 369
Assembly Bill No. 773
Assembly Bill No. 774
Assembly Bill No. 775
Assembly Bill No. 776
Assembly Bill No. 777
Assembly Bill No. 779
Assembly Bill No. 780
Assembly Bill No. 781
Assembly Bill No. 783
Assembly Bill No. 784
Assembly Bill No. 785
Assembly Bill No. 786
Assembly Bill No. 787
Assembly Bill No. 788
Assembly Bill No. 789

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 790
Assembly Bill No. 791
Assembly Bill No. 792
Assembly Bill No. 793
Assembly Bill No. 794
Assembly Bill No. 795
Assembly Bill No. 796
Assembly Bill No. 798
Assembly Bill No. 799
Assembly Bill No. 801
Assembly Bill No. 848
Assembly Bill No. 849
Assembly Bill No. 850
Assembly Bill No. 851
Assembly Bill No. 853
Assembly Bill No. 854

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 855
Assembly Bill No. 856
Assembly Bill No. 857
Assembly Bill No. 858

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 65
Senate Resolution No. 104
Assembly Concurrent Resolution No. 107
Assembly Concurrent Resolution No. 113

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Judiciary

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 168
Senate Bill No. 524
Senate Bill No. 614
Senate Bill No. 650
Senate Bill No. 710
Senate Bill No. 952
Assembly Bill No. 516
Assembly Bill No. 941

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 542
Senate Constitutional Amendment No. 3

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.
Committee membership 15.

REGAN, Chairman

Above reported bill ordered to second reading.
Above reported resolution ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1101
Senate Bill No. 1102
Assembly Bill No. 1684

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 260
Senate Bill No. 523
Senate Bill No. 525
Senate Bill No. 527
Senate Bill No. 528
Senate Bill No. 529
Senate Bill No. 530
Senate Bill No. 531
Senate Bill No. 532
Assembly Bill No. 127
Assembly Bill No. 1034
Assembly Bill No. 1068
Senate Constitutional Amendment No. 17

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules with the further recommendation that the bills be re-referred to an appropriate interim committee.

REGAN, Chairman

Above reported bills re-referred to Committee on Rules.
Above reported resolution re-referred to Committee on Rules.

Committee on Finance

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which were referred:

Senate Bill No. 423
Senate Bill No. 777

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 423

Senator Collier moved that Senate Bill No. 423 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 423—An act to amend Section 7149 of the Fish and Game Code, relating to fishing licenses.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate May 4, 1959, strike out "citizen of the United States", and insert "resident of this State".

Amendment No. 2

On page 1, line 8, strike out "who is a resident of this State,".

Amendment No. 3

On page 1, line 12, strike out "or alien".

Amendment No. 4

On page 1, line 16, strike out "citizen of the United States", and insert "person".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO AMEND SENATE BILL NO. 777

Senator McAteer moved that Senate Bill No. 777 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 777—An act to require the sale of certain lands now in the possession and control of the San Francisco Port Authority.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendment:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate April 21, 1959, after line 24, insert

"SEC. 8. No statute requiring a conditional transfer of state land, or a transfer subject to reversion upon breach of condition, shall apply to the transfer provided for by this act."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 109

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 109

Senator Teale moved that Assembly Bill No. 109 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 109—An act to add Section 14198.6 to the Health and Safety Code, relating to local fire districts.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, after "citations", insert "by the chief of the fire department of the district, or his duly authorized agent,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Assembly Bill No. 1764

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1764

Senator Montgomery moved that Assembly Bill No. 1764 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1764—An act to add Section 224.5 to, and to amend Section 225 of, the Labor Code, relating to wage deductions.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly April 27, 1959, strike out "intentionally", and insert "willfully".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 214

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 214

Senator Johnson moved that Senate Bill No. 214 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 214—An act to create the Yuba County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Yuba County, prescribing the agency's powers and duties, providing for its organization, operation and management and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing for the levy and collection of taxes for the payment of general agency expenses, and for co-operation and contracts with any entity.

Bill read second time.

Motion to Amend

Senator Johnson moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, after "Johnson", insert "and Mr. Sedgwick".

Amendment No. 2

In line 1 of the title, strike out "Yuba", and insert "Sutter".

Amendment No. 3

In line 3 of the title, strike out "Yuba", and insert "Sutter".

Amendment No. 4

On page 1, line 4, strike out "Yuba", and insert "Sutter".

Amendment No. 5

On page 1, line 5, strike out "Yuba," and insert "Sutter."

Amendment No. 6

On page 1, strike out lines 6 to 9, inclusive.

Amendment No. 7

On page 1, line 13, strike out "Yuba", and insert "Sutter".

Amendment No. 8

On page 1, line 15, strike out "Yuba", and insert "Sutter".

Amendment No. 9

On page 2, line 11, strike out "power generation and transmission facilities,".

Amendment No. 10

On page 2, line 44, strike out "Yuba", and insert "Sutter".

Amendment No. 11

On page 4, line 8, strike out "Yuba", and insert "Sutter".

Amendment No. 12

On page 4, strike out lines 22 to 30, inclusive.

Amendment No. 13

On page 4, line 44, strike out "or outside of".

Amendment No. 14

On page 4, lines 48 and 49, strike out "or outside of".

Amendment No. 15

On page 5, lines 21 and 22, strike out "or outside".

Amendment No. 16

On page 5, lines 37, 38 and 39, strike out "including facilities for the transmission of electric energy to the works of the agency,".

Amendment No. 17

On page 6, strike out lines 1 to 16, inclusive.

Amendment No. 18

On page 6, strike out lines 48 to 51, inclusive; and on page 7, strike out lines 1 and 2.

Amendment No. 19

On page 7, strike out lines 46 to 52, inclusive; and on page 8, strike out lines 1 to 23, inclusive.

Amendment No. 20

On page 9, strike out lines 20 to 25, inclusive.

Amendment No. 21

On page 10, lines 31 and 32, strike out "and the generation of electric energy,".

Amendment No. 22

On page 11, strike out lines 18 to 26, inclusive, and insert "the board of directors. Said council shall consist of seven members, who shall be appointed by, and serve at the pleasure of, the board of directors."

Amendment No. 23

On page 14, line 14, strike out "assessors", and insert "assessor".

Amendment No. 24

On page 14, line 14, strike out "counties", and insert "county".

Amendment No. 25

On page 14, line 15, strike out "or any parts thereof are", and insert "is".

Amendment No. 26

On page 14, line 16, strike out "those counties", and insert "the county".

Amendment No. 27

On page 14, line 21, strike out "auditors of the counties", and insert "auditor of the county".

Amendment No. 28

On page 14, line 22, strike out "or any parts thereof are", and insert "is".

Amendment No. 29

On page 14, line 25, strike out "assessors", and insert "assessor".

Amendment No. 30

On page 14, line 26, strike out "collectors", and insert "collector".

Amendment No. 31

On page 14, strike out line 27, and insert "county."

Amendment No. 32

On page 14, line 38, strike out "auditors", and insert "auditor".

Amendment No. 33

On page 14, line 45, strike out "auditors", and insert "auditor".

Amendment No. 34

On page 14, strike out line 46, and insert "of the county in which the agency is".

Amendment No. 35

On page 14, line 51, strike out "principal".

Amendment No. 36

On page 15, line 6, strike out "treasurers", and insert "treasurer".

Amendment No. 37

On page 15, strike out lines 47 to 51, inclusive, and insert "Division 2 of Title 5 of the Government Code, and for such purpose the agency shall be considered "a local agency" as defined by Section 54307 of the Government Code."

Amendment No. 38

On page 17, line 7, strike out "Yuba", and insert "Sutter".

Amendment No. 39

On page 17, line 8, strike out "Yuba", and insert "Sutter".

Amendment No. 40

On page 17, line 13, strike out "Yuba", and insert "Sutter".

Amendment No. 41

On page 18, line 9, strike out "Yuba", and insert "Sutter".

Amendment No. 42

On page 18, line 21, strike out "Yuba", and insert "Sutter".

Amendment No. 43

On page 18, line 50, strike out "Yuba", and insert "Sutter".

Amendment No. 44

On page 19, line 2, strike out "Yuba", and insert "Sutter".

Amendment No. 45

On page 19, line 24, strike out "Yuba", and insert "Sutter".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 204
Assembly Bill No. 556

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 204

Senator Thompson moved that Senate Bill No. 204 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 204 An act to amend Section 70046.1 of the Government Code, relating to court reporters.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 24, 1959, strike out lines 9 to 11, inclusive, and insert

"During the hours when the court is open for the transaction of judicial business, official reporters shall devote full time to the performance of the duties required of them by law and shall not engage in or solicit to engage in any other employment in their professional capacity."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 556

Senator Regan moved that Assembly Bill No. 556 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 556—An act to add Section 1242.5 to the Code of Civil Procedure, relating to survey and exploration of land for reservoir purposes.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, after line 20, of the printed bill, as amended in Assembly February 27, 1959, insert

"The court shall retain such cash security for a period of 90 days following the termination of the entry, survey, and exploration activities or until the end of any litigation commenced during that period relating to such entry, survey and exploration activities and shall award to the landowner out of the cash security on deposit an amount equal to that necessary to compensate him for any damage caused by the State, county, city, public district, or other public agency while engaged in survey and exploration on his property. Any suit for damages by a landowner under this section shall be governed by the applicable provisions of Part II of the Code of Civil Procedure."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 853

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 853

Senator Gibson moved that Senate Bill No. 853 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 853 An act to amend Sections 5000, 5001, 5002, 5032, and 5132 of, and to add Section 5030.5 to, the Business and Professions Code, and to amend Sections 5001, 5002, 5032, and 5035 of the Business and Professions Code as proposed to be amended, added, and renumbered by Senate Bill No. 104, relating to the practice of accountancy.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 1

In line 1 of the title of the printed bill, strike out "5032," and insert "5020.5, 5032, 5033, 5091, 5092, 5093, 5096, 5098,".

Amendment No. 2

In line 3 of the title, strike out "5032, and 5035", and insert "5020.3, 5020.5, 5032, 5033, 5035, 5084, 5091, 5092, 5096, and 5098".

Amendment No. 3

On page 2, between lines 26 and 27, insert

"SEC. 4. Section 5020.5 of said code is amended to read:

5020.5. All meetings of the board shall be open and public, except that the board may hold executive sessions to[:]

[(a) Deliberate] *deliberate* on the decision to be reached upon the evidence introduced in a proceeding conducted in accordance with Chapter 5 (commencing with Section 11500), Part 1, Division 3, Title 2, of the Government Code.

[(b) Prepare] *The members of the board who are certified public accountants may hold executive sessions to prepare*, approve, grade or administer examinations. *The members of the board who are not certified public accountants shall have no jurisdiction or vote over these functions.*"

Amendment No. 4

On page 2, line 27, strike out "4", and insert "5".

Amendment No. 5

On page 2, line 28, after "The", insert "certified public accountant members of the".

Amendment No. 6

On page 2, lines 29 and 30, strike out "members, who shall be".

Amendment No. 7

On page 2, line 49, strike out "SEC. 5", and insert "SEC. 6".

Amendment No. 8

On page 3, strike out line 7, and insert "an applicant for registration as a public accountant is qualified under the terms of this chapter and the certified public accountant members of the board on such appeal may give an oral or written examination as an aid in determining whether an applicant for registration as a certified public accountant is qualified under the terms of this chapter.

SEC. 7. Section 5033 of said code is amended to read:

5033. The board may establish an examining committee of its own *certified public accountant* members or other certified public accountants of the State in good standing, having the power:

(a) To examine all applicants for the certificate of certified public accountant.

(b) To recommend to the board applicants for the certificate of certified public accountant who fulfill the requirements of this chapter.

The examining committee shall follow the rules and regulations adopted by the board for the purpose of making effective the qualifications prescribed in Articles 6 and 7.

SEC. 8. Section 5091 of said code is amended to read:

5091. An applicant for admission to the examination for a certified public accountant certificate shall (a) be a citizen of the United States, or have declared his intention of becoming a citizen, (b) have been a bona fide resident of the State of California for at least three months immediately preceding the time his application is filed, (c) be over the age of 21 years, (d) be of good moral character and (e) shall comply with any of the following:

(1) He shall present satisfactory evidence that he has successfully completed a four-year day high school course, or the equivalent hours of courses in an evening high school, which included three years of English and two years of mathematics, and in addition thereto has successfully completed two years' courses of study of college grade.

(2) He shall present satisfactory evidence that he has successfully completed a four-year day high school course or the equivalent hours of courses of study in an evening high school, which included three years of English and two years of mathematics, and in addition thereto has graduated from a junior college of recognized standing.

(3) He shall show, to the satisfaction of the board, that he has had the equivalent of the educational qualifications required by paragraphs (1) or (2) of this subsection, or shall pass a preliminary written examination given by the board and approved by the California State Director of Education. Where an applicant takes the preliminary examination he shall pay the preliminary fee as provided in Article 4.

(4) He shall be a public accountant registered under this chapter.

The *certified public accountant members of the* board may require an applicant to appear in person to determine whether his qualifications are as prescribed in this chapter and rules of the board thereunder.

SEC. 9. Section 5092 of said code is amended to read:

5092. An applicant for a certificate of certified public accountant shall have successfully passed written examinations in theory of accounts, in accounting practice, in auditing, in commercial law as affecting accountancy, and such other related subjects as the *certified public accountant members of the* board may deem advisable.

SEC. 10. Section 5093 of said code is amended to read:

5093. An applicant who successfully passes the examination shall receive a certificate as a certified public accountant if he has completed, or upon his completion of, any one of the following requirements:

(a) Three years of public accounting experience, two years of which have been in the employ of a certified public accountant or a partnership of which a majority of the partners are certified public accountants.

(b) Three and one-half years of public accounting experience, one year of which has been in the employ of a certified public accountant or a partnership of which a majority of the partners are certified public accountants.

(c) Four years of public accounting experience in cases in which none was acquired in the employ of a certified public accountant or partnership of certified public accountants.

(d) Experience in private or governmental accounting or auditing work of a character and for a length of time sufficient in the opinion of the board to be substantially equivalent to the requirements of subsections (a), (b) or (c) hereof; provided, that the length of time that may be determined by the board shall not exceed four years.

Provided, the board shall grant one year's credit toward fulfillment of its public accounting experience requirement to a graduate of a college who has completed a four-year course with 30 or more semester hours or the equivalent thereof in the study of accounting, commercial law, economics and finance, of which at least 20 semester hours or the equivalent thereof shall be in the study of accounting.

The board shall waive the requirements of two years' college study provided for in Section 5091(e)(1) hereof or graduation from a junior college provided for in Section 5091(e)(2) hereof to members of the armed forces of the United States for six years subsequent to the date of their discharge from such forces.

The *certified public accountant members of the* board shall prescribe rules establishing the character and variety of experience necessary to fulfill the experience requirements set forth in this section.

SEC. 11. Section 5096 of said code is amended to read:

5096. The board may waive the examination requirements contained in Section 5092 and issue a certificate as certified public accountant to any applicant who is a holder of a valid and unrevoked certificate as a certified public accountant issued under the laws of any state, or who is the holder of a comparable certificate or degree issued in a foreign country, if the *certified public accountant members of the* board determine[s] that the standards under which the applicant received such certificate or degree were as high as the standards established in this article and the applicant also complies with the following:

(1) He shall be citizen of the United States, or have declared his intention of becoming a citizen, over the age of 21, and of good moral character.

(2) He must be a bona fide resident of California, or have a place in California for the regular practice of public accountancy and be actively engaged in such practice although not necessarily so engaged personally in California.

Any person who is the holder of a valid and unrevoked certificate as a certified public accountant issued under the laws of any state, or who is the holder of a comparable certificate or degree issued in a foreign country, and who applies to the board for a certificate as a certified public accountant under the provisions of this section shall be deemed to be practicing temporarily in this State on professional business incident to his regular practice elsewhere, as provided in Section 5060 of Article 5 of this chapter, until such time as the board shall notify him that his application under this section has been granted or rejected.

Any person who has filed an application under this section for a certificate as certified public accountant may, with the knowledge and approval of the board, engage in the practice of public accountancy in this State as a certified public accountant until such time as his application for a certificate may be granted or rejected.

SEC. 12. Section 5098 of said code is amended to read:

5098. A candidate who fails an examination provided for herein shall have the right to any number of re-examinations at subsequent examinations held by the board. A candidate who passes an examination in two or more subjects or in the subject of accounting practice alone shall have the right to be re-examined in the remaining subject or subjects only, at subsequent examinations held by the board, and if he passes in the remaining subject or subjects within a period of time specified in the rules of the board, he shall be considered to have passed the examination.

The board may give credit to a candidate who has passed all or part of the examination in another state or territory, if *the certified public accountant members of* the board determine[s] that the standards under which the examination was held are as high as the standards established for the examination in this chapter."

Amendment No. 9

On page 3, line 8, strike out "SEC. 6", and insert "SEC. 13".

Amendment No. 10

On page 3, line 27, strike out "SEC. 7", and insert "SEC. 14".

Amendment No. 11

On page 3, line 43, strike out "SEC. 8", and insert "SEC. 15".

Amendment No. 12

On page 4, between lines 2 and 3, insert

"SEC. 16. Section 5020.5 of said code, as proposed to be amended and renumbered by Senate Bill No. 104 as Section 5017, is amended to read:

5017. [5020.5.] All meetings of the board shall be open and public, except that the board may hold executive sessions to[:]

[(a) Deliberate] *deliberate* on the decision to be reached upon the evidence introduced in a proceeding conducted in accordance with Chapter 5 (commencing with Section 11500), Part 1, Division 3, Title 2, of the Government Code.

[(b) Prepare] *The members of the board who are certified public accountants may hold executive sessions to prepare*, approve, grade or administer examinations. *The members of the board who are not certified public accountants shall have no jurisdiction or vote over these functions.*

SEC. 17. Section 5020.3 is added to said code, to read:

5020.3. The board shall appoint administrative committees of not less than three nor more than five members, who shall be certified public accountants, to perform any of the following duties, and such committees shall be vested with the full powers of the board for such purposes:

(a) To receive and investigate complaints and to initiate and conduct investigations or hearings, with or without the filing of any complaint, and to obtain information and evidence relating to any matter involving the conduct of certified public accountants.

(b) To receive and investigate complaints and to initiate and conduct investigations or hearings, with or without the filing of any complaint, and to obtain information and evidence relating to any matter involving any violation or alleged violation of any of the provisions of this chapter by certified public accountants.

(c) To pass upon the qualifications of any applicant for registration as a certified public accountant.

The board shall prescribe the units or sections of such committees and designate the areas or localities in which they may act."

Amendment No. 13

On page 4, line 3, strike out "SEC. 9", and insert "SEC. 18".

Amendment No. 14

On page 4, between lines 16 and 17, insert

"SEC. 19. Section 5033 of said code, as proposed to be amended and renumbered by Senate Bill No. 104 as Section 5023, is amended to read:

5023. [5033.] The board may establish an examining committee of its own *certified public accountant* members or other certified public accountants of the State in good standing, having the power:

(a) To examine all applicants for the certificate of certified public accountant.

(b) To recommend to the board applicants for the certificate of certified public accountant who fulfill the requirements of this chapter.

The examining committee shall follow the rules and regulations adopted by the board for the purpose of making effective the qualifications prescribed in Articles [6 and 7] *4 (commencing at Section 5070) and 5 (commencing at Section 5080)*."

Amendment No. 15

On page 4, line 17, strike out "SEC. 10", and insert "SEC. 20".

Amendment No. 16

On page 4, between lines 21 and 22, insert

"SEC. 21. Section 5091 of said code, as proposed to be amended and renumbered by Senate Bill No. 104 as Section 5081, is amended to read:

5081. [5091.] An applicant for admission to the examination for a certified public accountant certificate shall (a) be a citizen of the United States, or have declared his intention of becoming a citizen, (b) have been a bona fide resident of the State of California for at least three months immediately preceding the time his application is filed, (c) be over the age of 21 years, (d) be of good moral character and (e) shall comply with any of the following:

(1) He shall present satisfactory evidence that he has successfully completed a four-year day high school course, or the equivalent hours of courses in an evening high school, which included three years in English and two years of mathematics, and in addition thereto has successfully completed two years' courses of study of college grade.

(2) He shall present satisfactory evidence that he has successfully completed a four-year day high school course, or the equivalent hours of courses of study in an evening high school, which included three years of English and two years of mathematics, and in addition thereto has graduated from a junior college of recognized standing.

(3) He shall show, to the satisfaction of the board, that he has had the equivalent of the educational qualifications required by paragraphs (1) or (2) of this [subsection] *subdivision*, or shall pass a preliminary written examination given by the board and approved by the California State Director of Education. Where an applicant takes the preliminary examination he shall pay the preliminary fee as provided in Article [4] *8 (commencing at Section 5130)*.

(4) He shall be a public accountant registered under this chapter.

The *certified public accountant members of the* board may require an applicant to appear in person to determine whether his qualifications are as prescribed in this chapter and rules of the board thereunder.

SEC. 22. Section 5092 of said code, as proposed to be amended and renumbered by Senate Bill No. 104 as Section 5082, is amended to read:

5082. [5092.] An applicant for a certificate of certified public accountant shall have successfully passed written examinations in theory of accounts, in accounting practice, in auditing, in commercial law as affecting accountancy, and [such] other related subjects as the *certified public accountant members of the* board may deem advisable.

SEC. 23. Section 5084, as proposed to be added to said code by Senate Bill No 104, is amended to read:

5084. The board shall grant one year's credit toward fulfillment of its public accounting experience requirement to a graduate of a college who has completed a four-year course with 30 or more semester hours or the equivalent thereof in the study of accounting, commercial law, economics and finance, of which at least 20 semester hours or the equivalent thereof shall be in the study of accounting.

The board shall waive the requirements of two years' college study provided for in paragraph (1) of subdivision (e) of Section 5081 hereof or graduation from a junior college provided for in paragraph (2) of subdivision (f) of Section 5081 hereof to members of the Armed Forces of the United States for six years subsequent to the date of their discharge from such forces.

The *certified public accountant members of the* board shall prescribe rules establishing the character and variety of experience necessary to fulfill the experience requirements set forth in this section.

SEC. 24. Section 5096 of said code, as proposed to be amended and renumbered by Senate Bill No. 104 as Section 5087, is amended to read:

5087. [5096.] The board may waive the examination requirements contained in Section [5092] *5082* and issue a certificate as certified public accountant to any applicant who is a holder of a valid and unrevoked certificate as a certified public accountant issued under the laws of any state, or who is the holder of a comparable certificate or degree issued in a foreign country, if the *certified public accountant members of the* board determines that the standards under which the applicant received such certificate or degree were as high as the standards established in this article and the applicant also complies with the following:

(1) He shall be a citizen of the United States, or have declared his intention of becoming a citizen, over the age of 21, and of good moral caracter.

(2) He must be a bona fide resident of California, or have a place in California for the regular practice of public accountancy and be actively engaged in such practice although not necessarily so engaged personally in California.

[Any person who is the holder of a valid and unrevoked certificate as a certified public accountant issued under the laws of any state, or who is the holder of a comparable certificate or degree issued in a foreign county, and who applies to the board for a certificate as a certified public accountant under the provisions of this section shall be deemed to be practicing temporarily in this State on professional business incident to his regular practice elsewhere, as provided in Section 5060 of Article 5 of this chapter, until such time as the board shall notify him that his application under this section has been granted or rejected.]

[Any person who has filed an application under this section for a certificate as certified public accountant may, with the knowledge and approval of the board, engage in the practice of public accountantcy in this State as a certified public accountant until such time as his application for a certificate may be granted or rejected.]

SEC. 25. Section 5098 of said code, as proposed to be amended and renumbered by Senate Bill No. 104 as Section 5090, is amended to read:

5090. [5098.] A candidate who fails an examination provided for herein shall have the right to any number of re examinations at subsequent examinations held by the board. A candidate who passes an examination in two or more subjects or in the subject of accounting practice alone shall have the right to be re-examined in the remaining subject or subjects only, at subsequent examinations held by the board, and if he passes in the remaining subject or subjects within a period of time specified in the rules of the board, he shall be considered to have passed the examination.

The board may give credit to a candidate who has passed all or part of the examination in another state or territory, if *the certified public accountant members of* the board determines that the standards under which the examination was held are as high as the standards established for the examination in this chapter."

Amendment No. 17

On page 4, strike out line 22, and insert

"SEC. 26. Sections 14 to 25, inclusive, of this act become".

Amendment No. 18

On page 4, line 26, strike out "2, 3, 5, and 6", and insert "2 to 13, inclusive,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1010

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BEARD, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 1010

Senator Beard moved that Senate Bill No. 1010 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1010—An act to amend Section 814.1 of the Agricultural Code, relating to vegetable standards.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 6 to 15, inclusive, and insert

"Head lettuce prepared or packed for or being transported or sold directly to retailers in this State for the purpose of resale by such retailers directly to consumers in this State, need not comply with the trimming, sizing or packing requirements of this chapter if such head lettuce is placed loose, for example, not packed in layers or rows, in baskets, bins or other similar containers with substantially greater capacity than standard container number 45 and such containers are not "closed" or "lidded."

Head lettuce for shipment or sale only within this State, when in standard containers number 45 which are not "lidded" or "closed" and are conspicuously marked on the outside end which bears other markings required by this chapter, with the designation "Irregular Loose Pack" in letters not less than one inch in height, need not be fairly tightly packed or comply with the sizing or packing requirements of this chapter; providing, such head lettuce is loosely placed in three layers of eight or nine heads in each layer in said container."

Amendment No. 2

On page 1, line 21, strike out "county", and insert "State".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

RECESS

At 11.18 a.m., on motion of Senator Stiern, the Senate recessed for the purpose of introducing State Senator Robert Logan from the new State of Alaska.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Stiern, Erhart, and Coombs as a Special Committee to escort Senator Robert Logan to the rostrum.

INTRODUCTION OF SENATOR ROBERT LOGAN

Senator Stiern introduced Alaska State Senator Robert Logan to the Senate.

Senator Logan briefly addressed the Senate, thanking the members for the welcome he received, and mentioning how serious the salmon situation is becoming in Alaska, with the State of Alaska raising them and Russians and Japanese getting the benefit.

REASSEMBLED

At 11.23 a.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 354—An act to repeal Section 2 of Chapter 1820 of the Statutes of 1955 and to repeal and add Article 7 (commencing with Section 12580) to Chapter 6 of Part 2 of Division 3 of Title 2 of the

Government Code, relating to state supervision and enforcement of certain charitable trusts and similar relationships, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 2, lines 35 and 36, of the printed bill, strike out "from the time any money or property is received or accepted by the trustee," and insert "after any part of the income or principal is authorized or required to be applied to a charitable purpose".

Amendment No. 2

On page 3, beginning on line 40, strike out "money or property is received by the corporation or trustee for a charitable purpose. If a trust or charitable corporation previously established has in its possession or under its control any property or assets to be used for", and insert "any part of the income or principal is authorized or required to be applied to a charitable purpose. If any part of the income or principal of a trust previously established is authorized or required to be applied to".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 106—An act to add Division 19 (commencing at Section 65000) to the Water Code, relating to state assistance to local agencies in areas affected by state-financed water resource construction projects.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in Senate April 28, 1959, strike out "and shall be paid from funds"; and strike out lines 3 and 4, and insert a period.

Amendment No. 2

On page 4, line 4, after "65010.", insert

"When certified by the Department of Water Resources, claims of local agencies for state financial assistance shall be presented to the State Controller for payment out of funds made available therefor. The State Controller shall make such audit as he deems necessary, before or after disbursement, for the purpose of determining that any money received by any city, county, or district as state financial assistance hereunder has been expended for the purposes and under the conditions authorized under this division.

65011."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 171—An act to add Section 12648.2 to, and to amend Section 12657 of the Water Code, relating to flood protection.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 472—An act to add Sections 46206, 46207, 46208, 46209, and 46210 to, to amend Sections 46225 and 46280 of, and to repeal Sections 46228 and 46229 of, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 566—An act to amend Section 6150 of, and to add Sections 6150.5 and 6159 to, the Elections Code, relating to the State Commission on Voting Machines and Vote Tabulating Devices.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 735—An act to add Section 30610 to the Streets and Highways Code, relating to the San Francisco-Oakland Bay Bridge.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 871—An act to add Section 10504.1 to the Water Code, relating to appropriation of water.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 873—An act to amend Sections 10504 and 10505 of and to add Sections 10504.2, 10504.5, and 10507 to, the Water Code, relating to applications for the appropriation of unappropriated water.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 473—An act to add Sections 12585.1 and 12750.1 to, and to amend Section 12639 of, the Water Code, relating to flood control projects.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 379—An act to amend Sections 8011 and 8014 of the Fish and Game Code, relating to receipts for fish, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 478—An act to add Section 21292.25 to the Government Code, relating to the State Employees' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 552—An act to amend Section 2211 of the Streets and Highways Code, relating to the apportionment of federal aid for secondary highways.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 990—An act to amend Sections 35501 and 35507 of the Government Code, relating to exclusion of territory from a municipality.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, after "than a", insert "majority or if within five years after incorporation of the city by".

Amendment No. 2

On page 1, after line 20, insert

"SEC. 3. The amendments to Sections 35501 and 35507 of the Government Code enacted by this act shall remain in effect only until September 19, 1960."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 881—An act to amend Section 23 of the Santa Clara County Flood Control and Water Conservation District Act (Ch. 1405, Stats. 1951), relating to flood control in Santa Clara County.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, strike out "four thousand five hundred dollars ($4,500)", and insert "three thousand dollars ($3,000)".

Amendment No. 2

On page 2, lines 16 and 17, strike out "four thousand five hundred dollars ($4,500)", and insert "three thousand dollars ($3,000)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 366—An act to add Section 378 to the Education Code and to add Section 817 to the Education Code as proposed by Senate Bill No. 2, relating to county superintendents of schools.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1011—An act to add Part 2.5 (commencing at Section 34601) to Division 24 of the Health and Safety Code, relating to community redevelopment and housing.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1016—An act to amend Sections 73433 and 73433.5 of the Government Code, relating to the municipal court in a district embracing the City of Bakersfield.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 584—An act to amend Section 9595 of, to add Section 18708 to, the Education Code, to amend Section 9155 of, and to add Section 16409 to, the Education Code, as proposed by Senate Bill No. 2, relating to published materials prepared by a county superintendent of schools or school district.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 756—An act to add Section 9020.1 to and Chapter 5.1 (commencing at Section 9520) to Division 9 of the Public Resources Code, relating to soil conservation districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 916—An act to add Section 16522 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 989—An act to amend Section 28111 of the Government Code, relating to compensation for public service in a county of the eleventh class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1087—An act to add Section 8961.5 to the Health and Safety Code, relating to public cemetery districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1110—An act to amend Sections 21351 and 21352 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to revolving funds of school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 501—An act to amend Section 3300 of the Health and Safety Code, relating to the state tuberculosis subsidy.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 876—An act to add Section 1060.5 to the Government Code, relating to the Office of the State Fair Employment Practice Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 23, 1959, strike out "and"; strike out line 5, and insert a period.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 148—An act to add Section 1010 to the Education Code as enacted at the 1959 Regular Session of the Legislature, relating to school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 725—An act to amend Section 8742 of, and to add Section 8745.5 to, the Business and Professions Code, relating to land surveying.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 805—An act to amend Section 147 of the Streets and Highways Code, relating to mass transportation facilities on state highways.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 813—An act to amend Sections 5600 to 5604 of the Business and Professions Code, relating to fees payable by architects, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1011—An act to amend Section 93 of the Streets and Highways Code, relating to maintenance and restoration of public highways.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1045—An act to add Section 234 to the Water Code, relating to archaeological investigations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1290—An act to amend Section 109.5 of the Streets and Highways Code, relating to agreements with the United States in connection with state highways.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 458—An act to add Section 1024 to the Military and Veterans Code, relating to the Veterans' Home of California.

Bill read second time, and ordered to third reading.

Assembly Bill No. 839—An act to amend Sections 18901, 18902, 18903, 18904, 18905, 18906, 18907, 18908, and to add Sections 18906.3 and 18906.4 to the Health and Safety Code, relating to the State Building Standards Commission, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 841—An act to amend Section 106 of the Education Code, and Section 108 of the Education Code as proposed by Senate Bill No. 2, relating to functions of the State Board of Education.

Bill read second time, and ordered to third reading.

Assembly Bill No. 816—An act to amend Sections 16305.5 and 16480 and to repeal Section 16595.8 of the Government Code, relating to money in treasury trust accounts and the investment thereof.

Bill read second time, and ordered to third reading.

Assembly Bill No. 428—An act to amend Sections 31809 and 31813 of the Government Code, relating to the County Employees' Retirement Law of 1937, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 3, line 40, of the printed bill, as amended in Senate April 15, 1959, after "than", insert "the accumulated contributions resulting from".

Amendment No. 2

On page 3, line 47, after "than", insert "the accumulated contributions resulting from".

Amendment No. 3

On page 3, lines 51 and 52, strike out "with interest thereon".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 618—An act to add Chapter 4 (commencing at Section 1960) to Part 7, Division 2 of, the Labor Code, relating to firefighters.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Assembly March 31, 1959, strike out the period, and insert ", or to recognize a picket line of a labor organization while in the course of the performance of their official duties."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 108—An act to add Section 14108.5 to the Health and Safety Code, relating to local fire districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 906—An act to amend Sections 8321, 8322, 8323, and 8331 of the Streets and Highways Code, relating to city street vacation proceedings.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 921—An act to repeal Section 26204 of the Government Code, relating to war histories of counties.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1091—An act to amend Section 2422 of the Education Code, Section 1723 of the Education Code, as proposed by Senate Bill No. 2, Section 7920 of the Elections Code, Section 1180 of the Military and Veterans Code, and Section 22229 of the Public Utilities Code, relating to the classification of cities.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1278—An act to amend Section 30 of the Alameda County Flood Control and Water Conservation District Act (Ch. 1275, Stats. 1949), relating to the acquisition, use and disposition of property.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1383—An act to repeal Sections 71606, 71607, 71608, and 71222 of, and to add Section 68542.5 to, the Government Code, relating to assignment of judges.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1418—An act to amend Section 21115 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school districts payroll procedure.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1418

Senator Brown moved that Assembly Bill No. 1418 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1498—An act to amend Section 15811 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to payments for sewers and drains by school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1649—An act to amend Section 5662 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the disposition of tax receipts for support of high school and unified school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1677—An act to amend Section 61600 of the Government Code, relating to powers and duties of community service districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 227—An act to amend Sections 55333 and 55916 of and to add Section 55723 to the Water Code, relating to the powers of county waterworks districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 522—An act to amend Sections 3212 and 3212.5 of the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 559—An act to amend Section 5787 of, and to add Section 5787.01 to, the Public Resources Code, relating to the dissolution of recreation and park districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 657—An act to amend Section 71140.1 of the Government Code, relating to attaches of municipal courts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1262—An act to amend Section 6041 of the Business and Professions Code, relating to law libraries.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1499—An act to add Section 21114.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to payments of wages to school district employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1674—An act to amend Sections 65503 and 65652 of the Government Code, relating to vote required for change of master plan and precise plan.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1765—An act to add Section 25083 to the Government Code, relating to the canvass of local or special election votes by board of supervisors on regular meeting day.

Bill read second time, and ordered to third reading.

Assembly Bill No. 55—An act to create the Yuba County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Yuba County, prescribing the agency's powers and duties, providing for its organization, operation and management and authorizing the acquisition of property and works to carry out the

purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing for the levy and collection of taxes for the payment of general agency expenses, and for co-operation and contracts with any entity.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 6 of the printed bill, as amended in Assembly April 10, 1959, strike out lines 8 to 23, inclusive.

Amendment read, and adopted.

Second Set of Amendments to Assembly Bill No. 55

Amendment No. 1

On page 19 of the printed bill, as amended in Assembly April 10, 1959, line 12, strike out "chapter.", and insert "chapter; provided, however, that if within 90 days after the effective date of this act, a petition is filed with the Board of Supervisors of Yuba County, the agency may be dissolved in the following manner. Upon the filing of the petition with the board signed by qualified electors of Yuba County equal in number to 10 percent of all the votes cast in the county for all candidates for Governor at the last preceding general election at which a Governor was elected, the board shall submit the question of dissolution of the agency to the agency electors. The question of dissolution shall be submitted at a special election held for that purpose not later than the ninetieth day after filing of the petition with the secretary of the board.

If a majority of the votes favor dissolution, the board shall by resolution dissolve the district. The board shall file a certified copy of the resolution with the Secretary of State and for record in the office of the county recorder. Thereupon the agency is dissolved for all purposes."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 901—An act to amend and renumber Section 213 (as added by Chapter 2409, Statutes of 1957) of the Health and Safety Code, relating to section numbers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1250—An act to amend Section 11166.12 of the Health and Safety Code, relating to narcotic prescriptions.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1694—An act to amend Section 11200 of the Health and Safety Code, relating to exempt narcotics.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1049—An act to amend Section 27491 of the Government Code, relating to duties and powers of coroner.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1186—An act to amend Section 11001 of the Health and Safety Code, relating to narcotics.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1623—An act to add Section 7116 to the Health and Safety Code, relating to autopsies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1001—An act to amend Section 132 and to repeal Section 132.5 of the Elections Code, relating to absent registration.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 6, after "tion", insert ", which shall be in duplicate,".

Amendment No. 2

On page 2, line 1, strike out "electors", and insert "each elector".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 195—An act to amend Sections 293, 293.5, 295, and 296 of, and to repeal Section 293.5 of, the Elections Code, relating to the cancellation of voter registrations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 2, line 21, of the printed bill, as amended in Assembly March 13, 1959, after "notice", insert ", by means of a double post card prepaid by the clerk,".

Amendment No. 2

On page 2, line 23, after "stating", insert "on one of the post cards".

Amendment No. 3

On page 2, line 30, strike out "have notified", and insert "notify".

Amendment No. 4

On page 2, line 30, after "writing", insert "on the post card attached".

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 195

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 13, 1959, after "of," insert "and to add Section 293.1 to,".

Amendment No. 2

On page 2, after line 51, insert

"SEC. 6. Section 293.1 is added to said code, to read:

293.1. On and after January 1, 1962, the county clerk shall cancel the registration of a person who did not vote at the preceding general election only if the person also did not vote at the preceding direct primary election. The procedure prescribed in Section 295 shall be followed in respect to direct primary elections, and the notice required by Section 296 to be mailed to the voter whose registration is canceled shall state that his registration has been canceled because he did not vote at either the last direct primary or general election."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 236—An act to amend Sections 84 and 89 of, and to add Sections 82.5, 82.6, 92, and 93 to the Elections Code, relating to presidential voting for new residents.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Assembly March 6, 1959, strike out "Notwithstanding the provisions of Section 132, if", and insert "If".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 357 An act to amend Sections 1615, 1717, 1907, and 11062 of the Elections Code, relating to arguments on county measures.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly March 6, 1959, strike out "county", and insert "ballot".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Motion to Retain Place on File

Senator Farr moved that Senate Bill No. 926 be passed on file and retain its place.

Motion carried.

Senate Resolution No. 100—Relative to the solving of the water problems in the East Bay area.

Motion to Retain Place on File

Senator Miller moved that Senate Resolution No. 100 be passed on file and retain its place.

Motion carried.

Senate Bill No. 150—An act to repeal Section 8183 of, and amend Sections 8184, 8185, 8186, 8187, and 8189 of, the Fish and Game Code, relating to anchovies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Thompson, and Williams—31.

NOES—Senators O'Sullivan and Stiern—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1012—An act to add Section 6374 to the Education Code as enacted at the 1959 Regular Session, relating to adult education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Richards, Rodda, Shaw, Short, Slattery, and Thompson—24.
NOES—Senators Beard, Byrne, Gibson, McCarthy, Miller, Murdy, Rattigan, Teale, and Williams—9.

Motion to Reconsider

Senator Murdy moved to reconsider the vote whereby Senate Bill No. 1012 was passed.

Postponement of Reconsideration

On motion of Senator Murdy, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 1012 was passed, was continued until the next legislative day.

Request for Unanimous Consent

At 11.45 a.m., Senator Donnelly asked for, and was granted, unanimous consent to have the record show that he was excused to attend an Assembly committee hearing.

Senate Bill No. 1043—An act to amend Section 777.1 of the Insurance Code, relating to free insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 583—An act to amend Section 1067 of the Probate Code, relating to estates of deceased persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator Dolwig Presiding

At 11.52 p.m., Senator Richard J. Dolwig, of the Twenty-first Senatorial District, presiding.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 855—An act to amend Section 607 of, and to add Section 609.5 to, the Probate Code, and to add Section 14773.5 to the Revenue and Taxation Code, relating to inheritance tax appraisers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson,

McAteer, McCarthy, Montgomery, O'Sullivan, Regan, Rodda, Short, Slattery, Teale, Thompson, and Williams—28.
NOES—Senators Dilworth, Richards, Shaw, and Stiern—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 910—An act to amend Section 1033 of the Welfare and Institutions Code, relating to adjustments for overpayments of public assistance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, Rodda, and Williams—22.
NOES—Senators Collier, Donnelly, Erhart, O'Sullivan, Richards, Shaw, Short, Slattery, Stiern, Teale, and Thompson—11.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1057—An act to add Section 4601.5 to the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1069—An act to add Section 2020.1 to the Welfare and Institutions Code, relating to old age assistance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 939—An act to amend Section 5701 of, and to add Sections 5710, 5711, 5712, and 5713 to, the Welfare and Institutions Code, relating to private mental institutions.

Motion to Re-refer Senate Bill No. 939

Senator Brown moved that Senate Bill No. 939 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 940—An act to amend Section 2302 of, and to repeal Section 2311 of, the Welfare and Institutions Code, relating to boarding homes and institutions for the aged.

Bill read third time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate May 7, 1959, strike out ", and to repeal Section 2311 of.".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 562—An act to add Article 3 (commencing at Section 11200) to Chapter 2 of Part 1 of Division 3 of Title 2 of the Government Code, relating to state departments.

Motion to Re-refer Senate Bill No. 562

Senator Brown moved that Senate Bill No. 562 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 787—An act to amend Sections 22162 and 23196 of the Water Code, relating to irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 479—An act to amend Section 427 of the Streets and Highways Code, relating to Highway Route 127.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 73—Relative to approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the twenty-first day of April, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 1082—An act to add Sections 1620.7 and 2313 to the Welfare and Institutions Code, and to add Section 1423 to the Health and Safety Code, relating to the placement of children, aged and infirm persons in boarding and nursing homes and institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1022—An act to add Section 473.5 to, and to amend Section 637.1 of the Agricultural Code, relating to milk and dairy products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1127—An act to amend Section 1148.2 of the Agricultural Code, relating to labeling of nursery stock.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 320—An act to amend Section 8727 of, and to add Section 8730.5 to the Business and Professions Code, relating to planimetric or topographic mapping and ground surveys necessary therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 516—An act to amend Sections 2780, 6200, 6203, 6204, 6205, 6206, 6207, and 6208 and to repeal Section 6202 of, and to add Sections 5067, 6201 and 6202 to, the Penal Code, relating to institutions under the jurisdiction of the Department of Corrections.

Motion to Re-refer Senate Bill No. 516

Senator Brown moved that Senate Bill No. 516 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1377—An act to amend Section 1606 of the Agricultural Code, relating to licenses for pest control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1643—An act to amend Section 12606 of the Business and Professions Code, relating to weights and measures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1781—An act to amend Sections 819, 828.65, and 829.45 of the Agricultural Code, relating to containers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 16—Relative to the Auburn Dam on the American River.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan,

Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1916—An act to add Section 25210.78i to the Government Code, relating to county service areas.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1401—An act to add Sections 43401 and 43648.1 to, and to amend Section 43652.1 of the Government Code, relating to limited obligation bonds and the deposit and use of sales and use tax funds, declaring the urgency thereof, to take effect immediately.

Objection Raised

Senator Richards objected to Assembly Bill No. 1401 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 1401 to second reading file.

Assembly Bill No. 1004—An act to amend Section 604.1 of the Vehicle Code and to amend Section 21652 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to access to public highways from service roads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1367—An act to add Section 670.87 to the Vehicle Code, and to add Section 26507 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to airbrakes for vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 1 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Assembly Bill No. 1545 An act to amend Sections 194, 194.1 and 194.2 of the Streets and Highways Code and Section 11005 of the Revenue and Taxation Code, relating to municipal population determinations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1693—An act to amend Section 4002 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to violation of registration requirements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 294 An act to amend Sections 7039, 7040, 7041, 7042 and 7043 of the Elections Code, relating to eight-member precinct canvassing board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1002 An act to amend Section 82 of the Elections Code, relating to presidential voting for new residents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 384—An act to amend Section 2743.5 of the Elections Code, relating to the election of nonpartisan officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1635—An act to amend Section 2288 of the Business and Professions Code, relating to the healing arts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1630—An act to amend Section 2286 of the Business and Professions Code, relating to the healing arts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1634—An act to amend Section 2216 of the Business and Professions Code, relating to the healing arts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 74: By Senator Burns—Relative to adding Joint Rule 10.9 to the Joint Rules of the Senate and Assembly.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 74, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 74

Senate Concurrent Resolution No. 74—Relative to adding Joint Rule 10.9 to the Joint Rules of the Senate and Assembly.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Mural, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 7, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Senate Bill No. 700 An act to add Sections 20710, 20894, and 20896 to the Business and Professions Code, relating to petroleum products.

And appointed Messrs. MacBride, Williamson, and Bruce F. Allen as a committee on conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Rattigan, Short, and Cobey as a Senate Committee on Conference concerning Assembly Bill No. 700, to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 75: By Senator Regan—Relative to fire extinguishers and appliances and devices for extinguishing fires.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 1:02 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, May 11, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-THIRD LEGISLATIVE DAY

NINETY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, May 11, 1959

The Senate met at 3 p.m.
Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we are prone to allow a lot of little devils to move in and take control to the ruin of our attitudes, dispositions, and our usefulness. So, we pray in words of the Psalmist, "Keep back Thy servant from presumptuous sins, and cleanse Thou me from hidden faults." Yes, Lord, the little faults, "the little foxes that destroy the vineyards," in California terms, the intellectual and moral aphids, red spiders, mealybugs, slugs, and snails that destroy so quietly and so completely. Save us, Lord, from such a fate. AMEN.

PLEDGE OF ALLEGIANCE

Senator Rattigan led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:
Senator Teale, on motion of Senator Farr, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the University of California at Davis Tour Group, sponsored by the International Student's Service Committee: David Angus of Australia; Sigmundo

Schaaderl of Germany; Barbara Schaaderl of U. S. A.; Chi Chu Wang of China; Lil Huag of Formosa; Alieppey Seshadri of India; Bhalchaadra Dave of India; Sergio Martinez of Chile; Malcolm Bourne of Australia; Grafton Smith of Australia; Luciano Sangiorgi and Seepershaud Bisessar of British Guinea; Henry Kirchauff of Australia; Mohammed Bedri, Subodh Jain, and I. D. Desai of India; Sandy Johnson of U. S. A.; Abdulla Abdulla of Sudan; Amado M. Moiytemayor of Philippines; and M. K. Saca of Jordan.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. C. M. Rogers and Jules J. Sherman of Buena Park; Joyce Dusenberry of Laguna Beach; and Allen Goddard of Santa Ana.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Glenn Griffith and Mrs. Janet Griffith of Eureka.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alan Daley, Legislative Action Chairman of C. D. C., Twelfth Congressional District of Fresno, Miss Lela Bullock, Legislative Action Chairman, C. D. C., Thirty-second Assembly District of Fresno, and George Fitz Gibbon of Fresno.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Rose and Allyn McNair of Oakland; and Lillian Potts and Miss Maudell Miller of Berkeley.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Maureen Spencer of Mountain View; Mrs. Thelma Pro of Sunnyvale; and Mrs. Margaret Anson and Mr. Vincent Traina of San Jose.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harold Korrison and the following students of Carmichael School: Dorothy Sims, Beth Warner, Elisabeth Berg, Geri Fuller, Howard Garrett, Danny Garrison, Gary Sprung, Kathy Wiederhold, Carol Parker, Carole Cusanza, Bob Yeager, Dick Kendall, Merritt Rector, Loren Graham, David Cook, Jerry Pagenkopf, Mike Roberts, Martie Biggs, Nancy Jacobs, Cheryl Bingham, Norman Blacksher, Roger McCarty, Jimmy Rains, Gary Messick, Kay Paas, Dorothy Robertson, Kathy Anderson, Jill Messier, Linda Estes, Marcia Keeter, Carole Costar, Jack Treter, Martin Bass, Richard Padgett, Susan Aughinbaugh, Pat Smith, Dianne Surette, Kathy Linn, Bobby Briscoe, Bill Hooker, Jerry Houpt, Pamela Wyckoff, Kathy Riggs, Carolyn MacLean, Janet Preis, Bobby Wraske, Wayne Irion, Mike Cripe, and Vicki Baker.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sisters Charles Marie, Katherine Therese, and the following students of St. Eugene's School in Santa Rosa: Madeline Antonini, Terry Bennett, Jimmy Breeden, Roderick Bryan, John Byrne, Joseph Capitani, Marilyn Vee Clark, Maurine Fitzsimons, Sharon Grimm, Carl Gosloyich, Carole Harvey, Elise Hatch, William Pempeit, Ruth Ann James, Michael Keegan, Pamela Mache, Janice Eileen Marchak, Joseph Mattos,

Douglas McKee, Phyllis Miletich, Carol Percy, Susan Silva, Gloria Smith, Judy Smith, Sylvia Steele, John St. Laurent, James Stockman, Bernadette Squires, Peter Trombetta, Rogene Vartanian, William Waters, Joanne Waters, Thomas Ward, Steven Zinnamon, Jacqueline Zurr, and Judy Mora.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Jackson Elementary School: Ronald Arnese, Ed Baird, Pat Ball, Ronald Campbell, John Danilovich, George Dill, Tony Fuentes, Donald Fountaine, Joe Garcia, John Glenn, Gareth Hall, Mitchel Howard, Jim Huddart, Meredith Nelson, Dick Oneto, Don Page, Jimmy Reece, Tom Swingle, Gilbert Stotts, Mike Sullivan, Ben Vlach, Sandra Aiken, Betty Begley, Linda Berry, Lois Boitano, Donna DeMusey, Linda Egger, Janet Garbarini, Anita Gascon, Margaret Gonzales, Mary Gonzales, Carol Grimes, Joyce Hamilton, Melba Jackson, Kathleen Maier, Romona McMullen, Jeralyn Mounter, Antionette Murdock, Barbara Kingery, Janice Parades, Trudy Phillips, Cheryl Price, and Judy Stone.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Mel Sperling, Mrs. Velma Dawson, teacher, Mrs. Louise Dailey, Mrs. Arlene Woodworth, and the following students of Bass Lake Elementary School: Gary Peard, Julie Williams, Jack Kimbro, Carl Thomas, Jim Shipherd, Tom Snyder, and Lloyd Woodworth.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Roy Murphy of Gardena; Richard Thomas and J. C. Burch of Los Angeles; Gloria Campbell of Santa Monica; and Carol Harris of West Los Angeles.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert Laughead and children, Jennifer, Larry and David, of Mill Valley.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to David Marguand, who is the son of a member of Parliament and lives in London, England; also Peter Loewenberg, Dorothy Brunsell, and Hulda Magnus of Bakersfield.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Edward K. Barnes, District Attorney of Monterey County; Mr. and Mrs. James May and family of Salinas; Mrs. Grace Watson of Carmel; Mrs. Phylis Dyes of Carmel Valley; and Mr. and Mrs. Edgan Vial of Pebble Beach.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sam Zweiback and Joe Zweiback of Omaha, Nebraska.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Diana Jarvis of Red Bluff; Mrs. Sarah Hobson of Red Bluff; and Mrs. Ruth Jekel of Chico.

On request of Senator Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Helen Pronchik of Denver, Colorado.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert O'Flaherty of Mission San Jose.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Claire Vichy Hoerig, Mr. Clair W. Burgener, and Mr. Ted Patrick of San Diego; and Mr. and Mrs. Harold Fast of Chico.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. L. Roy Beard, sister-in-law of Senator Beard, of Sacramento; also Mrs. Alice Wagar and Miss Mary Flynn of Alhambra.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
SACRAMENTO, May 6, 1959

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: Transmitted herewith for the information of the California State Senate is a copy of the report entitled "Supplement to Report on 1956 Cooperative Study Program Water Use and Water Rights Along Sacramento River and Sacramento-San Joaquin Delta on Methods of Analysis," dated March, 1959.

The information contained in this report will be useful in the negotiations now under way which are aimed at reaching an agreement on water rights along the Sacramento River and in the Delta.

Sincerely,

HARVEY O. BANKS, Director

Attach.

CALIFORNIA REAL ESTATE ASSOCIATION
AND CALIFORNIA REAL ESTATE MAGAZINE
117 W. NINTH STREET, LOS ANGELES 15, CALIFORNIA
May 5, 1959

Senator Hugh M. Burns
State Capital, Sacramento, California

DEAR SENATOR: We have cleared the date of Wednesday, May 13th, with the Governor's Office and with your secretary for the annual picture of the Senate and Assembly to be taken on the steps of the 10th Street entrance of the State Capitol.

This is scheduled for 12 noon which makes it easy for the Assembly to adjourn directly to the State Capitol steps. However, inasmuch as the Senate is not in session, you will recall that in the past we have made some special efforts to particularly bring this to the attention of the Senators in the interest of having a 100 percent turnout for the picture.

I will, therefore, appreciate your announcing this annual event to the Senate at your very earliest convenience and again the day before, May 12th, as a reminder. It would also be helpful if this could be entered in the Daily Journal.

As President pro Tempore of the Senate, we will hold a special position for you in the front row with the Governor and other state officials.

With all good personal wishes.

Sincerely,

H. JACKSON PONTIUS
Executive Vice President

RECESS

At 3.24 p.m., on motion of Senator Coombs, the Senate recessed for the purpose of hearing comments by David Angus of Australia, who is one of the group of international students from the University of California at Davis.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senator Coombs as a Special Committee to escort Mr. Angus to the rostrum.

INTRODUCTION OF MR. DAVID ANGUS

Senator Coombs introduced Mr. David Angus to the Senate.

Mr. Angus addressed the Senate, stating what a privilege it was for a group of this type to visit the Senate, and thanking America for its many educational opportunities.

REASSEMBLED

At 3.30 p.m., the Senate reconvened.
Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 8, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 58
Assembly Bill No. 59
Assembly Bill No. 401
Assembly Bill No. 404
Assembly Bill No. 675
Assembly Bill No. 1587

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 286
Assembly Bill No. 682

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 8, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 14
Senate Bill No. 135
Senate Bill No. 148
Senate Bill No. 235
Senate Bill No. 305
Senate Bill No. 357
Senate Bill No. 358
Senate Bill No. 671
Senate Bill No. 771
Senate Bill No. 816
Senate Bill No. 806
Senate Bill No. 807
Senate Bill No. 836
Senate Bill No. 851

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 8
Senate Bill No. 11
Senate Bill No. 44
Senate Bill No. 406
Senate Bill No. 407
Senate Bill No. 408
Senate Bill No. 411
Senate Bill No. 413
Senate Bill No. 415
Senate Bill No. 416
Senate Bill No. 419
Senate Bill No. 426
Senate Bill No. 573
Senate Bill No. 658
Senate Bill No. 667
Senate Bill No. 691
Senate Bill No. 692
Senate Bill No. 880

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 8, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 6
Senate Joint Resolution No. 14
Senate Joint Resolution No. 17
Senate Concurrent Resolution No. 61

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, May 8, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 390
Senate Bill No. 514
Senate Bill No. 725

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 193
Senate Bill No. 232
Senate Bill No. 275
Senate Bill No. 420
Senate Bill No. 475
Senate Bill No. 642
Senate Bill No. 757
Senate Bill No. 783

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 17
Assembly Joint Resolution No. 18
Assembly Joint Resolution No. 34

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Joint Resolution No. 17—Relative to memorializing Congress to enact a bill to provide assistance to the states in the construction, modernization, additions, and improvements of domiciliary and hospital buildings of state veterans' homes by a grant to subsidize, in part, the capital outlay cost.

Referred to Committee on Military and Veterans Affairs.

Assembly Joint Resolution No. 18—Memorializing Congress to increase federal aid to state veterans homes.

Referred to Committee on Military and Veterans Affairs.

Assembly Joint Resolution No. 34—Relative to the Long Range Program for the National Forests.

Referred to Committee on Natural Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 8, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 175	Assembly Bill No. 2211
Assembly Bill No. 1015	Assembly Bill No. 2214
Assembly Bill No. 1061	Assembly Bill No. 2224
Assembly Bill No. 1598	Assembly Bill No. 2260
Assembly Bill No. 1599	Assembly Bill No. 2280
Assembly Bill No. 1670	Assembly Bill No. 2284
Assembly Bill No. 1801	Assembly Bill No. 2297
Assembly Bill No. 2110	Assembly Bill No. 2304
Assembly Bill No. 2141	Assembly Bill No. 2349
Assembly Bill No. 2210	Assembly Bill No. 2580

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 175—An act to amend Section 69599 of the Government Code, relating to superior court judges of San Mateo County.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1015—An act to amend Sections 3601, 4453, 4455, 4460, 4553, 4554, 4600, 4601, 4650, 4656, 4658, 4659, 4701, and 4702 of, and to add Sections 4553.1 and 4555.5 to, the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Assembly Bill No. 1061—An act to amend Sections 20100, 20100.1, 20101, 20102, and 20104 of the Government Code, relating to the State Employees' Retirement System in respect to composition, appointment and election of members of the board of administration.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1598—An act to add Section 9355.15 to the Government Code, relating to the Legislators' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1599—An act to add Section 9355.16 to the Government Code, relating to the Legislators' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1670—An act to amend Section 4742.1 of the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Local Government.

Assembly Bill No. 1801—An act to repeal Sections 11501, 11502, 11712, 11713 and 11714 of, and to amend Sections 11500, 11530, 11557, 11715.5 and 11715.6 of, and to add Sections 1103.1, 11501, 11502, 11503,

11531, 11532 to the Health and Safety Code and to add a new Article 2.5 (commencing with Section 11540) to Chapter 5 of Division 10 of said code, relating to narcotics, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 2110—An act to amend Section 69955 of the Government Code, relating to the reporting notes taken by court reporters.

Referred to Committee on Judiciary.

Assembly Bill No. 2141—An act to add Section 27253.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the use of county libraries by nonresidents.

Referred to Committee on Local Government.

Assembly Bill No. 2210—An act to amend Section 25665 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2211—An act to amend Section 25661 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2214—An act to amend Section 6026 of the Water Code, relating to the regulation of dams.

Referred to Committee on Water Resources.

Assembly Bill No. 2224—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2260—An act to amend Section 23820 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2280—An act to amend Sections 1505, 1535.7, 1541, 1562, 1564, and 1571 of the Military and Veterans Code, relating to mutual aid for local disaster.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2284—An act to add Section 21156 to the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2297—An act to add Section 20019.3 to the Government Code, relating to State Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2304—An act to amend Section 5005 of the Business and Professions Code, relating to the State Board of Accountancy.

Referred to Committee on Business and Professions.

Assembly Bill No. 2349—An act to add Section 205 to the Business and Professions Code, relating to the funds of the state agencies comprising the Department of Professional and Vocational Standards.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2580—An act to amend Sections 134, 2921.5 and 4986 of the Revenue and Taxation Code, relating to canceling of uncollected taxes, penalties, or costs.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 219
Assembly Bill No. 995
Assembly Bill No. 1866
Assembly Bill No. 1978
Assembly Bill No. 2108
Assembly Bill No. 2209
Assembly Bill No. 2227
Assembly Bill No. 2299
Assembly Bill No. 2311

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 219—An act to add Sections 6801.5 and 6802.5 to the Elections Code, relating to electronic counting.

Referred to Committee on Elections.

Assembly Bill No. 995—An act to amend Sections 3364 and 3365 of the Welfare and Institutions Code, relating to purchase of blind-made products by public agencies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1866—An act to amend Sections 11380, 11422, 11422.1, and 11423 of the Government Code, relating to administrative rules and regulations.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1978—An act to amend Section 8395 of the Fish and Game Code, relating to sale or purchase of surf perch.

Referred to Committee on Fish and Game.

Assembly Bill No. 2108—An act to amend Section 200 of the Code of Civil Procedure, relating to exemption from jury duty.

Referred to Committee on Judiciary.

Assembly Bill No. 2209—An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2227—An act to amend Sections 3505 and 3511 of, and to repeal Chapter 2 (commencing at Section 3901) of Division 2 of, the Public Utilities Code, relating to highway carriers and city carriers.

Referred to Committee on Public Utilities.

Assembly Bill No. 2299—An act to add Section 10853 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to corporal punishment of pupils.

Referred to Committee on Education.

Assembly Bill No. 2311—An act to amend Section 5 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617, Statutes of 1951), relating to the powers of the district.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 8, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 21
Assembly Concurrent Resolution No. 108
Assembly Concurrent Resolution No. 119
Assembly Concurrent Resolution No. 120

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 21—Relative to state-federal relations in water development.

Referred to Committee on Water Resources.

Assembly Concurrent Resolution No. 108—Relative to merit awards to state employees.

Referred to Committee on Governmental Efficiency.

Assembly Concurrent Resolution No. 119—Approving amendments to the charter of the City of Tulare, a municipal corporation in the County of Tulare, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the fourteenth day of April, 1959.

Request for Unanimous Consent

Senator Williams asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 119, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 119

Assembly Concurrent Resolution No. 119—Approving amendments to the charter of the City of Tulare, a municipal corporation in the County of Tulare, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the fourteenth day of April, 1959.

Resolution read, and presented by Senator Williams.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 120—Approving amendment to the charter of the City of San Mateo, a municipal corporation in the County of San Mateo, State of California, voted for and ratified by the qualified electors of said city at a regular municipal election held therein on the seventh day of April, 1959.

Request for Unanimous Consent

Senator Dolwig asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 120, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 120

Assembly Concurrent Resolution No. 120—Approving amendment to the charter of the City of San Mateo, a municipal corporation in the County of San Mateo, State of California, voted for and ratified by the qualified electors of said city at a regular municipal election held therein on the seventh day of April, 1959.

Resolution read, and presented by Senator Dolwig.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 18—An act to amend Sections 1091 and 36526 of, to add Sections 1091.5 and 36526.5 to, and to repeal Section 1092.5 of the Government Code, relating to conflicts of interests of public officers;

Senate Bill No. 27—An act to amend Section 409 of the Code of Civil Procedure, relating to notice of pendency of actions affecting title to real property;

Senate Bill No. 57—An act to amend Section 12077 of the Penal Code, relating to records of pistol or revolver sales;

Senate Bill No. 78—An act to amend Section 2924b of the Civil Code, relating to the use of certified mail for notices of default and sale under deeds of trust or mortgages;

Senate Bill No. 164—An act to amend Sections 659, 663a, and 953d of the Code of Civil Procedure, relating to procedure after trial in civil cases;

Senate Bill No. 174—An act to add Section 2351 to the Agricultural Code, relating to deposit of funds;

Senate Bill No. 188—An act to amend Section 73771 of the Government Code, relating to the municipal court in the Central Judicial District of Marin County;

Senate Bill No. 230—An act to amend Sections 3370, 3371, and 3372 of the Financial Code, relating to loans by banks to officers, directors, or employees thereof;

Senate Bill No. 272—An act to amend Sections 480 and 1802 of the Probate Code and Sections 106, 1580, 1581, 1586 and 1587 of the Financial Code, relating to conservatorship;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighth day of May, 1959, at 2:30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 400—An act to add Section 5132 to the Agricultural Code, relating to the investment of moneys collected pursuant to the California Beef Council Law;

Senate Bill No. 521—An act to amend Section 27281 of the Government Code, relating to documents to be recorded;

Senate Bill No. 541—An act to amend Sections 74692 and 74693 of the Government Code, relating to the officers and attaches of the municipal courts established in districts in Santa Cruz County;

Senate Bill No. 558—An act to amend Section 346 of the Streets and Highways Code, relating to state highway routes;

Senate Bill No. 568—An act to add Article 5 (commencing at Section 50920) to Chapter 4 of Part 1 of Division 1 of Title 5 of the Government Code, relating to extraterritorial law enforcement activities of local peace officers;

Senate Bill No. 595—An act to amend Section 15525 of the Corporations Code, relating to limited partnerships;

Senate Bill No. 612—An act to amend Section 1100 of the Harbors and Navigation Code, relating to bar pilots;

Senate Bill No. 781—An act to amend Sections 81 and 82 of the Agricultural Code, relating to fairs;

Senate Bill No. 837—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance for trade associations;

Senate Bill No. 949—An act to amend Section 4809 of the Business and Professions Code, relating to veterinary medicine;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighth day of May, 1959, at 2.30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 366
Senate Bill No. 379
Senate Bill No. 472
Senate Bill No. 473
Senate Bill No. 478
Senate Bill No. 501
Senate Bill No. 584
Senate Bill No. 735
Senate Bill No. 756
Senate Bill No. 916
Senate Bill No. 989
Senate Bill No. 1011
Senate Bill No. 1016
Senate Bill No. 1087
Senate Bill No. 1110
Senate Concurrent Resolution No. 65

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 552

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 74

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 106
Senate Bill No. 876
Senate Bill No. 881
Senate Bill No. 990

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 354
Senate Bill No. 940

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 1063

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 8, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1068
Assembly Bill No. 140
Assembly Bill No. 1691

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Constitutional Amendment No. 11
Senate Constitutional Amendment No. 14

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

HOLMDAHL, Vice Chairman

Above reported resolutions ordered to second reading.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 588

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLMDAHL, Vice Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 485

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1010
Senate Bill No. 1156
Assembly Bill No. 1376
Assembly Bill No. 1932

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1009
Senate Bill No. 1180
Assembly Bill No. 2131

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 1039

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

BYRNE, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 1933

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 142

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 317

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 1259

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 719

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 722

Has had the same under consideration, and reports the same back with amendments with the recommendaiton: Amend, do pass as amended, and be placed on the Consent Calendar.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 688

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

SHORT, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 904
Senate Bill No. 1143

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Assembly Bill No. 2060

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 720

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1157

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1157

Senator Gibson moved that Senate Bill No. 1157 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1157 An act to amend Section 13963 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to membership in the State Teachers' Retirement System.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 8, of the printed bill, after "System", insert ", but if he so transfers his membership he shall not be entitled to credit under the State Teachers' Retirement System for service rendered as a member of the State Employees' Retirement System prior to July 1, 1956".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Assembly Bill No. 660
Assembly Bill No. 1302

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McATEER, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 660

Senator McAteer moved that Assembly Bill No. 660 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 660 An act to amend Sections 6440, 6441, 6442, 6443, 6446, 6447, 6460, 6461, 6462, 6463 and 6500 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "5024,".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 5024 is added to the Streets and Highways Code, to read:

5024. "Incidental expense" includes:

(a) The compensation of the engineer for work done by him, *and attorney's fees for services in proceedings pursuant to this division*;

(b) The cost of printing and advertising provided for in this division, including the treasurer's estimated cost of printing, servicing and collecting any bonds to be issued to represent or be secured by unpaid assessments;

(c) The compensation of the person appointed by the superintendent of streets to take charge of and superintend any of the work;

(d) The expenses of making the assessment, and of the collection of assessments by the superintendent of streets when directed by ordinance to receive payments

pursuant to Section 5396 of this division, and of preparing and typing the resolutions, notices and other papers and proceedings for any work authorized by this division;

(e) The expenses of making any analysis and tests to determine that the work and any materials or appliances incorporated therein comply with the specifications;

(f) All costs and expenses incurred in carrying out the investigations and making the reports required by the provisions of the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931";

(g) The cost of title searching, description writing, salaries of right of way agents, appraisal fees, partial reconveyance fees, surveys and sketches incident to securing rights of way for any work authorized by this division; and

(h) Any other expenses incidental to the construction, completion, and inspection of the work in the manner provided for in this division.

(i) In the event that the construction of sewers or appurtenances incident thereto shall have been ordered, any charge that shall have been established by the city as a condition to the providing of sewer service to properties in the assessment district

All demands for incidental expenses shall be presented to the street superintendent, by an itemized bill, duly verified by the demandant."

SEC. 1.5. Section 6440 of said code is amended to read:".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 1302

Senator McAteer moved that Assembly Bill No. 1302 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1302 An act to amend Sections 72702, 72702.5, 72703, 72704, 72704.5, 72705, 72705.5, 72751, 72752, 72753, 72754, 72755, and 72760 of the Government Code, relating to the officers and attaches of municipal courts of Los Angeles County.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 5, of the printed bill, as amended in Assembly April 10, 1959, strike out "41", and insert "42".

Amendment No. 2

On page 3, line 7, strike out "39", and insert "40".

Amendment No. 3

On page 3, line 9, strike out "36", and insert "37".

Amendment No. 4

On page 3, strike out lines 12 and 13, and insert "35."

Amendment No. 5

On page 3, line 15, strike out "33", and insert "34".

Amendment No. 6

On page 3, strike out lines 18 to 25, inclusive, and insert "32."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 605

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 605

Senator Hollister moved that Senate Bill No. 605 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 605—An act to add Section 5100.1 to the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In the introductory line in the heading of the printed bill, strike out "Hollister", and insert "Richards".

Amendment No. 2

In line 1 of the title strike out "add Section 5100.1 to", and insert "amend Section 5908.5 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. Section 5908.5 of the Labor Code is amended to read:

5908.5. Any decision of the commission as a whole or of a panel thereof granting or denying a petition for reconsideration or affirming, rescinding, altering, or amending the original findings, order, decision, or award following reconsideration shall [be made by the commission or a panel thereof and not by a referee and shall] be in writing signed by *its author and by the concurring members constituting* a majority of the commission or of the panel, and shall state the evidence relied upon and specify in detail the reasons for the decision."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 609

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 609

Senator Gibson moved that Senate Bill No. 609 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 609—An act to amend Section 6535.1 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 6, 1959, strike out line 17 and insert "after the board has mailed to such applicant notice by certified mail of its intention to deny such application."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 424
Senate Bill No. 936
Assembly Bill No. 1269

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 424

Senator Collier moved that Senate Bill No. 424 be amended and re-referred to Committee on Judiciary.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 424—An act to amend Section 3440 of the Civil Code, relating to standing timber or timber rights.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 27, 1959, strike out "Section 3440", and insert "Sections 1220 and 3440".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 1220 of the Civil Code is amended to read:

1220. Contracts for the purchase or sale of standing timber or trees, for severance or otherwise, and all instruments in writing by which any estate or interest in, or right to cut, standing timber or trees is created, aliened, mortgaged or encumbered or by which the title to any standing timber or trees may be affected, may be acknowledged or proved, certified and recorded in like manner and with like effect, as grants of real property, and all statutory provisions relating to the recordation or nonrecordation of conveyances of real property [or] *and* to the effect thereof shall apply to such contracts and instruments with like effect.

[In enacting this section, it is the intent of the Legislature to remove any possible ambiguity which may exist in the present law relating to the recordation of certain documents and to codify the existing law without change or addition, thus recognizing specifically by statute the unvarying practice of county recorders for many years.]

Any such contract for purchase and sale or instruments in writing affecting the title to standing timber or trees, executed and delivered before the effective date hereof but unrecorded before such date, shall become subject to all statutory provisions relating to the recordation or nonrecordation of conveyances of real property and to the effect thereof one year from the effective date hereof.

SEC. 2. Section 3440 of said code is amended to read:".

Amendment No. 3

On page 2, line 12, strike out "timer", and insert "timber".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 936

Senator Murdy moved that Senate Bill No. 936 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 936 An act to add Section 703 to the Welfare and Institutions Code, relating to authorization of medical, or remedial care or treatment to minors.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 3 and 4 of the title of the printed bill, as amended in Senate April 29, 1959, and insert "surgical, dental, or other remedial care for minors."

Amendment No. 2

On page 1, strike out lines 6 and 7, and insert ", surgical, dental, or other remedial care, the probation".

Amendment No. 3

On page 1, line 9, strike out "practitioner", and insert "physician".

Amendment No. 4

On page 1, lines 10 and 11, strike out "or remedial care or treatment", and insert ", surgical, dental, or other remedial care".

Amendment No. 5

On page 1, line 13, strike out "or re-", and strike out lines 14 to 17, inclusive, and insert ", surgical, dental, or other remedial care. The probation officer shall notify the parent or guardian of the person of the care found to be needed before such care is provided pursuant to this section. If the parent or guardian objects, or if the probation officer, with reasonable diligence, is unable to locate the parent or guardian, such care shall be given only upon order of the court."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 1269

Senator Holmdahl moved that Assembly Bill No. 1269 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1269 An act to add Section 337a to the Code of Civil Procedure, relating to the statute of limitations on certain types of contracts and book accounts.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 10, inclusive, and insert:

"337a. The term "book account" means a detailed statement which constitutes the principal record of one or more transactions between a debtor and a creditor arising out of a contract or some fiduciary relation, and shows the debits and credits in connection therewith, and against whom and in favor of whom entries are made, is entered in the regular course of business as conducted by such creditor or fiduciary, and is kept in a reasonably permanent form and manner and is (1) in a bound book, or (2) on a sheet or sheets fastened in a book or to backing but detachable therefrom, or (3) on a card or cards of a permanent character or in any other reasonably permanent form and manner."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 923

Reports the same back with author's amendments with the recommendation: Amend and re-refer to the committee.

REGAN, Chairman.

MOTION TO AMEND SENATE BILL NO. 923

Senator Farr moved that Senate Bill No. 923 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 923 An act to repeal Sections 863, 864, 865, and 866 of, and to add Sections 863, 864, 865, 866, and 866.5 to, and to amend Sections 867 and 868 of, the Welfare and Institutions Code, relating to reimbursement of counties for their cost of care and maintenance of juvenile court wards.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 26, of the printed bill, as amended in the Senate on May 4, 1959, strike out "in the month of January", and insert "on a fiscal year basis ending June 30 of each year".

Amendment No. 2

On page 3, line 28, after "of the", insert "next succeeding".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, May 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Assembly Bill No. 419

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 419

Senator Montgomery moved that Assembly Bill No. 419 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 419—An act to add Chapter 8.5 (commencing with Section 1137) to Part 3, of Division 2 of, and to repeal Chapter 7 (commencing with Section 1115) of Part 3, of Division 2, of the Labor Code, relating to labor organization representation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 14, 1959, after "act", insert "to amend Section 56 of, to repeal Chapter 15 (commencing at Section 65) of Division 1 of, to add Chapter 8 (commencing at Section 160) to Division 1 of, and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by **being enclosed within brackets.**

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 56 of the Labor Code is amended to read:

56. The work of the department shall be divided into at least [eight] *10* divisions known as the Division of Industrial Accidents, the Division of Industrial Safety, the Division of Housing, the Division of Labor Law Enforcement, the Division of Industrial Welfare, the Division of Labor Statistics and Research, the Division of Apprenticeship Standards, *the Division of Fair Employment Practices, the Division of Labor Management Relations*, and the State Compensation Insurance Fund.

SEC. 2. Chapter 15 (commencing at Section 65) of Division 1 of said code is repealed.

SEC. 3. Chapter 8 (commencing at Section 160) is added to Division 1 of said code, to read:

CHAPTER 8. DIVISION OF LABOR-MANAGEMENT RELATIONS

160. There is in the Department of Industrial Relations the Division of Labor-Management Relations.

161. The Governor shall appoint a chief of the division who shall serve under the direction and supervision of the Director of Industrial Relations and who shall receive a salary of _____ dollars ($_____).

162. The Division of Labor-Management Relations shall enforce the provisions of Chapter 8.5 (commencing at Section 1137) of Part 3 of Division 2.

163. The division may investigate and mediate labor disputes providing any bona fide party to such dispute requests intervention by the division and the division may proffer its services to both parties when work stoppage is threatened and neither party requests intervention. In the interest of preventing labor disputes the division shall endeavor to promote sound employer-employee relationships. The division may arbitrate or arrange for the selection of boards of arbitration on such terms as all of the bona fide parties to such dispute may agree upon. Records of

the division relating to labor disputes are confidential; provided, however, that any decision or award arising out of arbitration proceedings shall be a public record.

SEC. 4. Chapter 8.5 (commencing at Section 1137)".

Amendment No. 3

On page 2, between lines 46 and 47, insert

"(d) "Division" means the Division of Labor-Management Relations."

Amendment No. 4

On page 2, line 50, strike out "Department of Industrial Relations", and insert "division".

Amendment No. 5

On page 3, line 1, strike out "department", and insert "division".

Amendment No. 6

On page 3, line 4, strike out "department", and insert "division".

Amendment No. 7

On page 3, line 10, strike out "department", and insert "division".

Amendment No. 8

On page 3, line 11, strike out "department", and insert "division".

Amendment No. 9

On page 3, line 17, strike out "department", and insert "division".

Amendment No. 10

On page 3, lines 19 and 20, strike out "department. The department", and insert "division. The division".

Amendment No. 11

On page 3, line 37, strike out "department", and insert "division".

Amendment No. 12

On page 3, line 40, strike out "department", and insert "division".

Amendment No. 13

On page 4, line 16, strike out "department", and insert "division".

Amendment No. 14

On page 4, line 19, strike out "department", and insert "division".

Amendment No. 15

On page 4, line 22, strike out "department", and insert "division".

Amendment No. 16

On page 4, line 31, strike out "department", and insert "division".

Amendment No. 17

On page 4, line 33, strike out "department", and insert "division".

Amendment No. 18

On page 4, line 38, strike out "department", and insert "division".

Amendment No. 19

On page 4, line 42, strike out "department", and insert "division".

Amendment No. 20

On page 4, line 47, strike out "department", and insert "division".

Amendment No. 21

On page 4, lines 48 and 49, strike out "department", and insert "division".

Amendment No. 22

On page 4, line 52, strike out "department", and insert "division".

Amendment No. 23

On page 5, line 9, strike out "department", and insert "division".

Amendment No. 24

On page 5, lines 11 and 12, strike out "department", and insert "division".

Amendment No. 25

On page 5, line 15, strike out "department", and insert "division".

Amendment No. 26

On page 5, line 24, strike out "department", and insert "division".

Amendment No. 27

On page 5, line 34, strike out "department", and insert "division".

Amendment No. 28

On page 5, lines 51 and 52, strike out "Department of Industrial Relations", and insert "division".

Amendment No. 29

On page 6, line 2, strike out "department", and insert "division".

Amendment No. 30

On page 6, line 4, strike out "department", and insert "division".

Amendment No. 31

On page 6, lines 6 and 7, strike out "department", and insert "division".

Amendment No. 32

On page 6, line 8, strike out "department", and insert "division".

Amendment No. 33

On page 6, lines 10 and 11, strike out "department", and insert "division".

Amendment No. 34

On page 6, line 12, strike out "department", and insert "division".

Amendment No. 35

On page 6, lines 20 and 21, strike out "department", and insert "division".

Amendment No. 36

On page 6, line 23, strike out "department", and insert "division".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, May 4, 1959; Tuesday, May 5, 1959; Wednesday, May 6, 1959; Thursday, May 7, 1959; and Friday, May 8, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Senate Bill No. 1012 An act to add Section 6374 to the Education Code as enacted at the 1959 Regular Session, relating to adult education.

Request for Unanimous Consent

Senator Murdy asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1012 was passed, continued to the next legislative day.

UNFINISHED BUSINESS

MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS

Senator Burns moved that the Senate take up at this time for confirmation, the following appointments of the Governor, which were

reported from the Committee on Rules on May 8, 1959, appearing on page 2165 of the Senate Journal, recommending their confirmation:

HOMER L. WOXBERG, Member, Small Craft Harbors Commission, vice Joseph Beek, resigned;

WILL ROGERS, JR., Member, State Park Commission, vice Charles Kasch, term expired;

LOUIS HEILBRON, Member, State Board of Education, vice William G. Werner, term expired;

MRS. EUNICE EVANS, Member, Board of Social Work Examiners, vice Mrs. Zdenka Buben, term expired;

HENRY JOHN MELLO, Member, Agricultural Prorate Advisory Commission, vice Merritt A. Clevenger, term expired;

DR. BEN A. MADSON, Member, Agricultural Prorate Advisory Commission, vice self, term expired;

JOSEPH C. HOUGHTELING, Member, State Park Commission, vice Dr. Robert E. Burns, term expired;

WILLIAM EDWARD WHITING, Member, California State Communications Advisory Board, vice Keith E. Klinger, term expired;

KARL HOLTON, Member of the Board of Corrections, vice self, term expired;

MRS. HELEN PEDOTTI, Member, Board of Trustees, Atascadero State Hospital, vice Ralph G. Hagle, term expired;

REV. OTTO KLIEVER, Member, Board of Trustees, Atascadero State Hospital, vice Rev. Albert J. Knoll, term expired;

DR. JAMES BARRY SMITH, Member, Board of Trustees, Atascadero State Hospital, vice Louis Marre, term expired;

REV. MSGR. MICHAEL SULLIVAN, Member, Board of Trustees, Atascadero State Hospital, vice self, term expired;

JOHN FRANKLIN OLIVEIRA, Member, Board of Trustees, Mendocino State Hospital, vice B. A. Cober, term expired.

The roll was called, and the appointments by the Governor were confirmed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Appointments Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Homer L. Woxberg, Will Rogers, Jr., Louis Heilbron, Mrs. Eunice Evans, Henry John Mello, Dr. Ben A. Madson, Joseph C. Houghteling, William Edward Whiting, Karl Holton, Mrs. Helen Pedotti, Rev. Otto Kliever, Dr. James Barry Smith, Rev. Msgr. Michael Sullivan, and John Franklin Oliveira.

Chief Assistant Secretary Lachlan M. Richards at the Desk

SECOND READING OF SENATE BILLS

Senate Bill No. 1086—An act to add Section 31110.1 to the Government Code, relating to payment of compensation and expenses to members of a county civil service commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, strike out "usual place of business", and insert "place of residence".

Amendment No. 2

On page 1, after Line 9, insert: "No per diem or mileage or traveling expenses shall be made pursuant to this section for meetings of the commission held outside of the county."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 168—An act to amend Sections 605, 607 and 608 of the Probate Code, relating to the appointment of appraisers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 614—An act to amend Sections 1050 and 1382 of, and to repeal Section 681a of, the Penal Code, relating to the time within which a criminal prosecution must be brought to trial.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 650—An act to add Article 4 (commencing at Section 21625) to Chapter 9 of Division 8 of the Business and Professions Code, relating to the reporting of transactions involving identifiable secondhand tangible personal property.

Bill read second time.

Motion to Re-refer Senate Bill No. 650

Senator McBride moved that Senate Bill No. 650 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 710—An act to add Article 9 (commencing at Section 50230) to Chapter 1, Part 1, Division 1, Title 5 of the Government Code, relating to abandoned excavations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 952—An act to amend Section 12201 of the Penal Code, relating to machine guns.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 542—An act to amend Sections 16838, 16839, 16840, 16841, and 16843 of the Education Code, and Sections 12408, 12409, 12410, 12411, and 12413 of the Education Code as proposed by Senate Bill No. 2, and Section 700 of the Welfare and Institutions Code, relating to insubordinate or disorderly school children.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "shall", and insert "may".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Constitutional Amendment No. 3—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article I thereof a new section to be numbered 26, relating to the "Bill of Rights for Mental Freedom."

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed measure, strike out lines 10 to 18, inclusive, and insert "(a) No person shall be confined, against his will, in any mental institution, for more than 24 hours, Saturdays, Sundays and holidays excepted, unless, during such period, a petition is filed in a court of competent jurisdiction for his commitment by the court to a mental institution. Unless such person knowingly waives the right before a judge of such court, he shall be entitled to a prompt hearing before the court, which hearing, on such person's demand, shall be public. Such person shall have the right to: counsel of his own choosing, or, if unable to obtain counsel, to counsel appointed by the court; ample notice of the grounds on which it is asserted that he should be committed; confrontation by witnesses asserting his incompetency; and compulsory process for attendance of witnesses.

(b) In any case in which it has been ordered after hearing pursuant to subdivision (a), that a person shall be committed to a mental institution, such person shall have the right to demand a re-trial of the issue before a jury, and at such trial he shall have the same rights as are guaranteed to him by subdivision (a)."

Amendment No. 2

On page 2, line 21, after "shall", insert ", without approval of a court of competent jurisdiction,".

Amendment No. 3

On page 2, between lines 23 and 24, insert

"The Legislature shall enact legislation designed to insure that in any case in which a person is admitted, voluntarily or involuntarily, to a mental institution, public or private, the institution shall promptly give notice of the admission to a court which has jurisdiction to commit persons to mental institutions, and such legislation shall also provide that the information so reported shall be available to persons who, by reason of close relationship or other good reason, have a legitimate interest in the whereabouts and welfare of the persons so admitted."

Amendment No. 4

On page 2, line 17, after the period, insert "No nonviolent person accused of being mentally ill or mentally deficient shall, without his consent, prior to adjudication of mental illness or mental deficiency, be given any kind of treatment for his alleged mental illness or mental deficiency."

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 1101—An act to add Chapter 6 (commencing at Section 50970) to Part 5 of Division 15 of, and to repeal Section 50902 and Article 11 (commencing at Section 51485) of Chapter 2 of Part 7 of Division 15 of, the Water Code, relating to reclamation districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1102—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to co-operation and contracts between private entities and the United States with respect to water development.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 369—An act to amend Section 514 of the Penal Code, relating to embezzlement.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 773—An act to codify Section 12 of Chapter 29, 1956 First Extraordinary Session, by repealing said section, and by adding Article 8 (commencing with Section 16419) to Chapter 2, Part 2, Division 4, Title 2 of the Government Code, relating to the Investment Fund.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 774—An act to codify the Klamath River Basin Compact by adding Part 6 (commencing with Section 5900) to Division 2 of the Water Code, and to repeal Chapter 113 of the Statutes of 1957, and Chapter 2.5 (commencing with Section 8110) of Division 1 of Title 2 of the Government Code, relating to the Klamath River Basin.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 775—An act to codify Section 6 of Chapter 184 of the Statutes of 1957, by repealing said section, and by adding Section 18212 to the Financial Code, relating to capital and surplus of industrial loan companies.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 776—An act to codify Chapter 1473 of the Statutes of 1957 by repealing Section 1, thereof and by adding Section 1153.1 to the Agricultural Code, relating to the establishment of a market news service in the Klamath Basin.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 777—An act to codify Chapter 992 of the Statutes of 1945 by repealing said act, and by adding Article 3 (commencing with Section 13410) to Chapter 4 of Part 3, Division 3, Title 2 of the Government Code, relating to the purchase and acquisition of surplus property from the Federal Government or its agencies.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 779—An act to maintain the Government Code by amending Sections 13210, 13212, and 13213 thereof, relating to state burial grounds.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 780—An act to codify Sections 7, 7.1, and 7.2 of Chapter 20 of the Statutes of 1946, First Extraordinary Session, by amending Sections 6 and 7 and repealing Sections 7.1 and 7.2, and by adding Part 7.5 (commencing with Section 15493) to Division 3 of Title 2 of the Government Code, relating to the State Allocation Board.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 781—An act to maintain the Agricultural Code by amending Sections 375.6, 1011, 1071.4 and 4273 thereof, and by

repealing Sections 83 and 207.6 thereof, relating to the plant and animal industry and the products thereof.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 783—An act to maintain the Civil Code by amending Sections 1172 and 3081.1 thereof, and by repealing Section 2924j thereof, relating to instruments affecting property.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 784—An act to maintain the Code of Civil Procedure by amending Sections 13a, 89, 112, 196.1, 689d, and 690.27 thereof, relating to proceedings in civil cases including the organization, jurisdiction, and administration of courts of justice, and the procedure in civil actions and special proceedings of a civil nature.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 785—An act to maintain the Education Code by amending Sections 1825, 4105.5, 5001, 11641, 18366, and 22674 thereof, and by repealing Section 7714.2 thereof, and by amending Sections 939, 1409, 17151, 11372, 15716, and 27874, and repealing Section 19578, of the Education Code as proposed by Senate Bill No. 2, relating to institutions of learning, including the establishment, maintenance, government, and operation of schools and libraries.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 786—An act to maintain the Fish and Game Code by amending Sections 10828 and 10841 thereof, by amending and renumbering Sections 8317 and 19031 thereof, and by repealing Article 9 (commencing with Section 8100) of Chapter 1, Part 3, Division 6, and Sections 8308, 8309, 8310, 8311, 8312, 8313, 8314, 8315, and 8316, thereof, relating to fish and game.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 787—An act to maintain the Government Code by amending Sections 9141, 9320, 9357.2, 9360.3, 11290, 12541, 13373, 16305.6, 16742, 16480.1, 50532, 51300, and the heading of Chapter 6 (commencing with Section 54300), Part 1, Division 2, Title 5, thereof, and by amending and renumbering Part 10 (commencing with Section 15750) of Division 3, Title 2, Article 4 (commencing with Section 34870) of Chapter 7, part 1, Division 2, Title 4, Chapter 12 (commencing with Section 55300) of Part 2, Division 2, Title 5, and Chapter 4 (commencing with Section 61930) of Part 7, Division 2, Title 6, thereof, and by repealing Article 2.5 (commencing with Section 21000) of Chapter 8, Part 3, Division 5, Title 2, and Sections 31671.2 and 75030, relating to the government of public agencies within this State.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 788—An act to maintain the Health and Safety Code by amending Sections 4121, 4186.30, 4805, 8741, 14219, 14240, 14254, and 24351.3, and by repealing Section 33280 thereof, relating to health and safety.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 789—An act to maintain the Insurance Code by amending Sections 1802.71 and 10270 thereof, and by repealing Sections 947 and 11580.1 thereof, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 790—An act to maintain the Labor Code by amending Section 1397.5 thereof, relating to the employment of minors.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 791—An act to maintain the Military and Veterans Code, by amending Section 1180 thereof, relating to memorial districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 792—An act to maintain the Penal Code by amending Section 1227 thereof, and by repealing Sections 23, 438, and 441 thereof, relating to crimes and punishment.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 793—An act to maintain the Public Utilities Code by amending Sections 22229, 24503, 24531, 24532, 24533, 24534, and 24535 thereof, relating to the organization and powers of districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 794—An act to maintain the Revenue and Taxation Code by amending Sections 3552.42 and 3730 thereof, by amending and renumbering Article 2.5 (commencing with Section 10111) of Chapter 5, Part 4, Division 2 thereof, and by repealing Chapter 2 (commencing with Section 28201) of Part 12, Division 2 thereof, relating to taxation and the raising of revenue.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 795—An act to maintain the Streets and Highways Code by amending Sections 6611, 27001, 27002, 27003, and 27004 thereof, relating to public ways and all appurtenances thereto.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 796—An act to maintain the Vehicle Code by amending Sections 142, 694, and 739.1 thereof, and by repealing Section 422.7 thereof, and by amending Sections 35108 and 40513 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to vehicles and vehicular traffic.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 798—An act to maintain the Welfare and Institutions Code, by amending Sections 156.1, 163, 5400, 6557, 6564, and 6723 thereof, relating to the administration of, and commitment of persons to, the Department of Mental Hygiene.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 799—An act to maintain the Welfare and Institutions Code by amending Section 2181.1 thereof, relating to aid to aged persons.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 801—An act to amend Section 14 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), relating to flood control and water conservation in Santa Clara County.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 848—An act to amend and renumber Section 103.7 (as added by Chapter 1068, Statutes of 1957) of the Welfare and Institutions Code, relating to public assistance recipients.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 849—An act to amend and renumber Section 21661 (as added by Chapter 2154, Statutes of 1957), and the title of Part 6.5 of Division 13 and Sections 36500 to 36509, inclusive (as added by Chapter 1487, Statutes of 1957), of the Water Code, relating to districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 850—An act to amend and renumber Section 6403 (added by Statutes of 1947, Chapter 887) of the Public Resources Code, relating to the powers and duties of the State Lands Commission with respect to the reservation of mineral deposits in state lands.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 851—An act to repeal Section 186 (as amended by Chapter 2424, Statutes of 1957) of the Water Code, relating to State Water Rights Board.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 853—An act to amend and renumber Sections 20495 (as added by Chapter 1155, Statutes of 1957), 37395 (as added by Chapter 1475, Statutes of 1957), and 70045.9 (as added by Chapter 1786, Statutes of 1957) of the Government Code, relating to local governmental operations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 854—An act to repeal Sections 21152 (as added by Chapter 65, Statutes of 1957), 21152 (as added by Chapter 936, Statutes of 1957), 21153 (as added by Chapter 936, Statutes of 1957), 69505 (as added by Chapter 1045, Statutes of 1957), and 73650 (as added by Chapter 65, Statutes of 1957) of the Government Code, relating to public employment.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 855—An act to amend and renumber Section 4187 (as added by Chapter 2017, Statutes of 1957) of the Fish and Game Code, relating to special hunting permits.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 856—An act to repeal Section 1354 (as added by Chapter 1037, Statutes of 1957) of the Fish and Game Code, relating to Archibald Lake Public Fishing and Recreation Area.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 857—An act to amend and renumber Section 24206 (as added by Chapter 1275, Statutes of 1957) of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 858—An act to amend and renumber Section 96 (as added by Chapter 1471, Statutes of 1957) of the Agricultural Code, relating to insurance for horserace meetings.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 516—An act to amend Section 1431 of the Probate Code, relating to claims of minors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 941—An act to amend Section 68546 of the Government Code, relating to court attaches.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1684—An act to amend Section 16½ of the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), relating to the condemnation of property by the Los Angeles County Flood Control District.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1401—An act to add Sections 43401 and 43648.1 to, and to amend Section 43652.1 of the Government Code, relating to limited obligation bonds and the deposit and use of sales and use tax funds, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Motion to Retain Place on File

Senator Farr moved that Senate Bill No. 926 be passed on file and retain its place.

Motion carried.

Senate Resolution No. 100

Relative to the solving of water problems of the East Bay area

WHEREAS, The increasing population and the rapidly expanding economy of the East Bay area of the State require additional water supplies to meet its needs; and

WHEREAS, The East Bay Municipal Utility District, a public service agency, had for years made plans for the transport of these needed water supplies from the watershed of the Mokelumne River within the Counties of Amador and Calaveras, and had requested the State of California to assign to it certain state filings on these waters; and

WHEREAS, In their best judgment and in the interests of their citizens, these counties and the County of San Joaquin engaged in litigation to forestall the assignment of state filings to the East Bay Municipal Utility District until such time as the counties could be assured that the interests of their citizens and their own economies were properly and adequately protected; and

WHEREAS, By mutual agreement the East Bay Municipal Utility District and the counties have provided that the East Bay Municipal Utility District grant to the Counties of Amador and Calaveras each the sum of two million dollars ($2,000,000) to be used for the future development of water supplies in these

counties, and the state reserve to these two counties certain amounts of water for the beneficial use within these counties, and has assured the County of San Joaquin an adequate supply of water; and

WHEREAS, As a result of this mutual agreement, the counties have dismissed their litigation, thus enabling the East Bay Municipal Utility District to proceed with its plan for meeting the needs of the communities it serves; and

WHEREAS, The State Director of Water Resources at all times extended his advice and co-operation to all parties and approved the agreement which was reached; and

WHEREAS, The arrangement meets the needs of the counties of origin as well as those of the area needing an additional water supply without recourse to legislation or the use of state funds or credit, thus establishing a pattern for mutual co operation in the development and utilization of the State's water resources; now, therefore, be it

Resolved by the Senate of the State of California, That the Counties of Amador, Calaveras and San Joaquin, the East Bay Municipal Utility District and the State Director of Water Resources be commended for their diligence, patience and success in the settlement of the problem presented, and their great contribution to the public interest in making possible the development of these water resources to serve the needs of the counties wherein the water originates and those essential to the further development of the area served by the East Bay Municipal Utility District; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the Counties of Amador, Calaveras and San Joaquin, the East Bay Municipal Utility District and the Director of the State Department of Water Resources.

Resolution read, and unanimously adopted on motion of Senator Miller.

Senate Bill No. 742—An act to amend Sections 937, 938, 939, 943, 987, 1231, 1301, 1302, 1303, 1407, 1485, 1487, 3258, and 3259, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Combs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Honigsfeld, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—32.

NOES—Senators Berry, Dilworth, and Murdy—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 778—An act to amend Section 657 of the Code of Civil Procedure, relating to granting of new trial on ground of insufficiency of evidence or excessive damages.

Motion to Retain Place on File

Senator McAteer moved that Senate Bill No. 778 be passed on file and retain its place.

Motion carried.

Senate Bill No. 391—An act to amend Sections 26510, 26511, and 26516.7 of the Health and Safety Code, relating to the manufacturing, importation, and sale of foods.

Bill read third time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 17, 1959, strike out "26510, 26511, and".

Amendment No. 2

On page 1, strike out lines 1 to 21, inclusive, and insert

"SECTION 1. Section 26516.7 of the Health and Safety Code is amended to read:".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 682—An act to add Section 3136 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to countywide school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Shaw, Slattery, Thompson, and Williams—31.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 928—An act to add Chapter 1.8 (commencing at Section 148) to Division 1 of the Welfare and Institutions Code, relating to the acquisition and disposition of salvageable personal property for charitable purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 747—An act to amend Section 1 of Chapter 657 of the Statutes of 1911, relating to tidelands and submerged lands in the City of Oakland, County of Alameda.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 940—An act to amend Section 2302 of, and to repeal Section 2311 of, the Welfare and Institutions Code, relating to boarding homes and institutions for the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson,

McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 106—An act to add Division 19 (commencing at Section 65000) to the Water Code, relating to state assistance to local agencies in areas affected by state-financed water resource construction projects.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 473—An act to add Sections 12585.1 and 12750.1 to, and to amend Section 12639 of, the Water Code, relating to flood control projects.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 379—An act to amend Sections 8011 and 8014 of the Fish and Game Code, relating to receipts for fish, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—30.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 478—An act to add Section 21292.25 to the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 552—An act to amend Section 2211 of the Streets and Highways Code, relating to the apportionment of federal aid for secondary highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cobey, Coombs, Dilworth, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Slattery, and Thompson—25.
NOES—Senators Cameron, Collier, Short, and Stiern—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 881—An act to amend Section 23 of the Santa Clara County Flood Control and Water Conservation District Act (Ch. 1405, Stats. 1951), relating to flood control in Santa Clara County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Camron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 584—An act to amend Section 9595 of, to add Section 18708 to, the Education Code, to amend Section 9155 of, and to add Section 16409 to, the Education Code, as proposed by Senate Bill No. 2, relating to published materials prepared by a county superintendent of schools or school district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Donnelly, Erhart, Farr, Gibson, Holmdahl, Johnson, McAteer, Miller, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 756—An act to add Section 9020.1 to and Chapter 5.1 (commencing at Section 9520) to Division 9 of the Public Resources Code, relating to soil conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister,

Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 916—An act to add Section 16522 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 989—An act to amend Section 28111 of the Government Code, relating to compensation for public service in a county of the eleventh class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1087—An act to add Section 8961.5 to the Health and Safety Code, relating to public cemetery districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, and Williams—32.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator McAteer Presiding

At 4:46 p.m., Senator J. Eugene McAteer, of the Fourteenth Senatorial District, presiding.

Senate Bill No. 1110—An act to amend Sections 21351 and 21352 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to revolving funds of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 65—Relative to the long-suffering of the American people at the hands of press agents promoting special weeks.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—31.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Resolution No. 104

Relating to the Idyllwild Bear Festival

WHEREAS, A most significant period in California's history is that of its existence as the Bear Flag Republic in 1846; and

WHEREAS, The first flag of this republic carried as a symbol a picture of the California Grizzly Bear; and

WHEREAS, *Ursus californicus* (the California Grizzly Bear) not only adorned the first flag of California, but has since become the symbol of our great State, appearing on the Great Seal of this State, and has been traditionally used by many great institutions of California as their symbol, including the University of California; and

WHEREAS, Chapter 1140 of the Statutes of 1953 declared the State Animal of California to be the California Grizzly Bear; and

WHEREAS, The Idyllwild Chamber of Commerce has for the past three years annually celebrated the Idyllwild Bear Festival at which proper recognition and acclaim is given to this magnificent symbol of California's greatness; now, therefore, be it

Resolved by the Senate of the State of California, That the Idyllwild Chamber of Commerce and all other contributors to the Idyllwild Bear Festival are commended for their initiative and enterprise in annually commemorating the State Animal of California at the Idyllwild Bear Festival; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit a suitably prepared copy of this resolution to the Idyllwild Chamber of Commerce.

Resolution read, and unanimously adopted on motion of Senator Dilworth.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1481—An act to amend Section 992 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the powers and duties of governing boards of school districts.

Motion to Refer Bill to Inactive File

Senator Richards moved that Assembly Bill No. 1481 be placed on the inactive file.

Motion carried.

Assembly Bill No. 1287—An act to amend Section 54955 of the Government Code, relating to meetings of legislative bodies.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—Senator Berry—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 49—An act to add Sections 322, 323, 12519, 22414, 31401, 31402, 31403, 31404, 31405, 31406 and 31407 to, and to amend Section 31400 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to farm labor vehicles.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, as amended in Senate May 7, 1959, below "Introduced by Mr. Pattee", insert "(Co-authored by Senator Farr)".

Amendment No. 2

On page 2, line 4, strike out "person", and insert "farm labor contractor or person employed by a farm labor contractor".

Amendment No. 3

On page 2, line 6, after chauffeur's license", insert ". No other person shall operate a farm labor truck or a farm labor bus unless he has in his possession a valid chauffeur's license".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1101—An act to add Chapter 14 (commencing at Section 21951) to Division 10 of the Education Code, and to add Chapter 4 (commencing at Section 30101) to Division 21 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to testing of students attending private secondary schools, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendment:

Amendment No. 1

In lines 5 and 6 of the title of the printed bill, as amended in Senate May 6, 1959, strike out "private secondary", and insert "public and private".

Amendment No. 2

On page 1, strike out line 5, and insert "GRADES SEVEN TO TWELVE".

Amendment No. 3

On page 1, strike out lines 11 to 16, inclusive, and on page 2, strike out lines 1 to 3, inclusive.

Amendment No. 4

On page 2, line 5, after "education", insert ", as defined in Section 21951".

Amendment No. 5

On page 2, line 10, strike out "secondary education classes", and insert "grades seven to twelve, inclusive,".

Amendment No. 6

On page 2, strike out line 20, and insert "GRADES SEVEN TO TWELVE".

Amendment No. 7

On page 2, line 25, strike out "A"; and strike out lines 26 to 34, inclusive.

Amendment No. 8

On page 2, line 36, after "education", insert ", as defined in Section 30101".

Amendment No. 9

On page 2, line 41, strike out "secondary education classes", and insert "grades seven to twelve, inclusive,".

Amendment No. 10

On page 3, line 2, strike out "private secondary", and insert "public and private".

Amendment No. 11

On page 3, line 16, strike out "the secondary schools", and insert "grades seven to twelve, inclusive, in the public and private schools".

Amendment No. 12

On page 3, line 20, strike out "private secondary", and insert "public and private".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 55—An act to create the Yuba County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Yuba County, prescribing the agency's powers and duties, providing for its organization, operation and management and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing for the levy and collection of taxes for the payment of general agency expenses, and for co-operation and contracts with an entity.

Motion to Re-refer Assembly Bill No. 55

Senator McBride moved that Assembly Bill No. 55 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 828—An act to amend Section 13121 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the certification of school employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 957—An act to add Section 50 to the Education Code, as enacted at the 1959 Regular Session, relating to the Department of Education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 560—An act to amend Section 110.5 of, and to add Section 110.7 to the Business and Professions Code, relating to charges to state agencies for services performed by the Division of Administrative Procedure, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 974—An act to amend Sections 27463 and 27464 of the Government Code, relating to coroners.

Objection Raised

Senator Richards objected to Senate Bill No. 974 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 974 to the second reading file.

Senate Bill No. 975—An act to amend Sections 27470 and 27471 of the Government Code, relating to coroners.

Objection Raised

Senator Richards objected to Senate Bill No. 975 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 975 to the second reading file.

Senate Bill No. 1075—An act to amend Section 13824 of, and to add Sections 13824.1, 13824.2, and 13824.3 to, the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

[illegible]

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 22 of Article IV as proposed by Resolution Chapter 184 of the Statutes of 1951 and by repealing Section 22 of Article IV as proposed by Resolution Chapter 220 of the Statutes of 1953, relating to the deletion of obsolete or superseded provisions affecting appropriations.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

[illegible]

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 64—Relative to hearing officers in the Division of Administrative Procedure.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

[illegible]

Resolution ordered transmitted to the Assembly.

Senate Bill No. 2058—An act to amend Section 14376 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

[illegible]

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1641—An act to amend Section 850 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to county boards of education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1840—An act to add Section 10055 to the Education Code, as enacted at the 1959 Regular Session, relating to high school textbooks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1928—An act to amend Section 13133 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to standards for issuance of teaching credentials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1929—An act to amend Section 16051, and to repeal Section 16055, of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to sale or lease of school real property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2152—An act to amend Section 7172 of the Financial Code, relating to loans savings and loan associations.

Bill read third time.

The roll was called and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 953—An act to amend Section 28004 of the Corporations Code, relating to retirement systems.

Objection Raised

Senator Cobey objected to Assembly Bill No. 953 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 953 to the second reading file.

Assembly Bill No. 1428—An act to add Section 1091.1 to the Government Code, relating to interest of officers in contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1483—An act to add Section 20450.5 to the Government Code, relating to contracts with the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator Beard:

Senate Resolution No. 118

Relative to congratulating Mr. Edward H. Rademacher

WHEREAS, The highest job in the "lowest down" incorporated city in the Western Hemisphere is held by Mayor Edward H. Rademacher of Calipatria, California; and

WHEREAS, This "lowest down" city is so low that it took an 184-foot flag pole so that the city's flag could be flown at sea level, but the highly respected Edward H. Rademacher headed a drive to secure for Calipatria such a flag pole through contributions from people all over the United States as well as many foreign countries which became known as the "Flag Pole of Good Neighborliness"; and

WHEREAS, Mr. Rademacher has served his community as a member of the Calipatria City Council since 1948 and as its mayor since 1952, has worked for his community's betterment as the American Legion Post Commander, the President of the Chamber of Commerce, the President of the Imperial County Division of the League of California Cities, and presently is the director representing Imperial County on the Board of Directors of the League of California Cities; and

WHEREAS, Mr. Rademacher, who has served as a member of the Advisory Council on Naval Affairs for the 11th Naval District, was this month elected President of the Imperial Valley Council of the Navy League; now, therefore, be it

Resolved by the Senate of the State of California, That the Honorable Edward H. Rademacher is sincerely congratulated on achieving such heights in his efforts on behalf of Calipatria, the "lowest down" city in the Western Hemisphere; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to the Honorable Edward H. Rademacher.

Resolution read, and unanimously adopted on motion of Senator Beard.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Joint Resolution No. 23: By Senator Cameron—Relative to Chambers Lodge Post Office.

Referred to Committee on Rules.

Senate Joint Resolution No. 24: By Senators Collier, Arnold, Byrne, Berry, Hollister, and Christensen—Relative to timber on national forest lands.

Referred to Committee on Natural Resources.

Senate Concurrent Resolution No. 76: By Senator Miller—Relative to a study by the Department of Finance in order to develop accounting practices for use by the school districts.

Referred to Committee on Education.

ADJOURNMENT

At 5:34 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, May 12, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-FOURTH LEGISLATIVE DAY

NINETY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, May 12, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, as we seek to find ways by which the waters of our rivers may be brought as a refreshing blessing to our cities, our orchards, and our farms, may our minds be turned to "a river of the water of life flowing from the throne of God," growing trees on either side whose leaves "are for the healing of the nations." O Lord, we need this healing even more than our parched lands need the waters of all our rivers. What better, our Father, can we do than to grow a lot of these trees here in California? Help us to do it, beginning now. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Beard, on motion of Senator Fisher, due to legislative business.

Senator Teale, on motion of Senator Farr, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Lieutenant Governor Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Enrique Fletcher, Director de Publicidad y R. P. Publicidad Denegri, S. A., Guanajuato Num. 183, Mexico 7, D. F.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lyman P. Robertson of Pasadena, sister-in-law of Senator Shaw.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Parley Kilburn of Bakersfield College.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Louise Broderick of San Diego, Mrs. Virgie Babcock of San Diego, and Mr. D. W. Gormly of Arcadia.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Don Richardson of Oakland, and Roland Stegeman of Richmond.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Will A. Bowen of Pomona, G. R. Case of Claremont, and Milton Urner of San Diego.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following parents: Willard S. Anderson, Oliver D. Brooks, John Carlson, Carl Coombs, Cecile Evans, Albin Dittli, Arthur M. Flynn, Ray Hansen, Ralph Noah, Hank Pierroz, Paul Ristine, John Rumsey, Dr. Bradford Simmons, Glenn Luther, Ralph G. Belon, Edw. M. Brash, Frank W. Callahan, Wendell B. Campbell, Richard Finn, Paul C. Hicox, J. Russell Schneider, Ray E. Weeks, Mrs. Luahana Wisler, Arthur Vogel, and their children from Reed School: Bill Anderson, Roy Brooks, Steven Carlson, Chris Coombs, Bob DeWolfe, Albin Dittli, Tom Flynn, Ron Hansen, Rex Noah, Larry Pierroz, Dick Ristine, Jerry Rumsey, Judd Simmons, Howard Luther, Cheryl Belon, Kem Brash, Sharon Callahan, Beth Campbell, Diane Finn, Pat Hicox, Donna Schneider, Carol Weeks, Pat Wisler, Chrissie Vogel, Mary McLean, and Viki Wright.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joseph Shilling of Claremont, and Alex Zambrana of Downey.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to H. Y. Thompson, brother of Senator Thompson, and Mr. Henry Perry, both of Morgan Hill.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Arthur G. Lyman of Berkeley, and Gene Saper of Hayward.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Eileen Ashby, room mother; Mrs. Margaret Parker, room mother; Mrs. Paula Stark, room mother; Mr. Wade P. Brunmal, District Superintendent; Mr. Burl G. Fields, eighth grade teacher, and the following students of the Luther Burbank School: Dennis Bosworth, Paul Hall, Mike Hamilton, Robert LaMonico, Louis McCrory, Wayne Monahan, Frank Penny, Dave Pura, Chris Richards, Denny Smith, Gilbert Snow, Bill

Spencer, Mike Warren, Hector Esparza, Sandy Ashby, Dolores Hernandez, Mary Lou Hernandez, Jacklyn Kamp, Cheryl Kusche, Victoria Perry, Diana Sigala, Sandra Stark, Leta Thompson, Hilda Ungelbach, Barbara Williams, Margaret Baker, Jean Alicea, and Gloria Garcia.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Carl Hinton, Mr. Warren Rankins, principal, Mrs. Edith Cannella, Mrs. Jimmy Guinn, Mrs. Florence Owen, and the following students of Ducor Elementary School: Bennie Cannella, Theodore Daniel, Leo Dowdy, Michael Guinn, Pen Harris, Thomas Hester, Kenneth Hinton, Henry Owen, Edward Wallace, Jane Ellen Muller, Kathleen Rankins, Ruthie Roberts, and Joyce Thompson.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lloyd, teacher, Mrs. Gillock, Mrs. Warren, Mrs. Karstrom, Mrs. Alexander, Mrs. Soost, and the following students of West Acres School: Vincent Abate, Gary Anderson, Richard Anderson, Tom Beeler, Bill Berkan, Sam Dasher, Gary Galligan, Steven Gillman, Truman Gillock, Marvin Hohman, Douglas Karstrom, Michael Leidel, Frank Madeiros, Bobby Nichols, James Patterson, Stanley Placido, Gary Roberts, Don Saindon, James Stuart, David Towle, David Viekko, Claire Bakarich, Nadine Chidester, Maryann Clark, Corinne Claus, Willa Colter, Linda Hoyt, Karen Kamplain, Linell Kasterkoff, Frances Lewin, Christian Medrano, Darlene Standifird, Gloria Repin, and Linda Warren.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Josephine Chrysler, teacher, Mrs. Florence Shimmon, teacher, and the following students of Stanislaus Union School District, Modesto: Bobby Baney, Dennis Blunt, David Bookwalter, George Fraters, Casper Geis, David Horn, William Jiminez, Lloyd Little, Elmer Lout, Robert Nixon, Mario Pasqua, Jesse Watson, Charles McGinnis, Thomas Routh, Wesley Quesnell, Ronnie Arington, Philip Blakeley, Herbert Blattler, Ronald Greenwood, Eddie Bracco, Mark Grover, Gene Jorgensen, Gary Lawrence, Gary McDonough, Denny Nugent, Gary Miller, Curtis Taylor, Larry Tillery, Sharon Boyd, Sharon Jones, Delania LaConte, Joanne Mattos, Sharon Pressis, Linda Robinson, Dixie Smith, Joan Swanson, Janet Williams, Carol Allen, Linda Ladd, Sandra Moreno, Janis Page, Judith Sbragia, Joyce Semone, and Gertrude VanKonynenburg.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Pastor H. C. Theiss, Mrs. H. C. Theiss, Mr. L. E. Janzow, Mrs. L. E. Janzow, and the following students of St. Peter's Lutheran School: Laura Anderson, Mary Chris. Allison, Diane Bode, John Crawford, Mark Damkier, Lois Dede, Brian Duckworth, Melodi East, Donald Fanning, Frederick Finke, Charlene Hunting, Mary Stuart, Jerry Birdsong, Lorna Knudtson, Irene Lewis, John Merrill, Judith Parks, Thomas Vogel, Raymond Walker, Dennis Wheeler, John Brown, Susan Bader, William Beaton, Rodney Brown, Shirley Davis, Louella Gilbert, Judith Happ, Lloyd Hathaway, Cheryl Hein, Tobe Hendricks, Danny Holman, Adele Jackson, David Jochner, Joanne Lundvall, and Dianne Schmitt.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 12, 1959

To the Honorable Members of the Senate
State of California
Sacramento, California

GREETINGS: I am returning, herewith, without my signature,

Senate Bill No. 551, entitled: "An act to amend Sections 74502, 74503, 74504 and 74504.5 of the Government Code, relating to the Municipal Court in the City and County of San Francisco."

My objections to this bill are as follows:

This measure sets forth the number and salaries of attaches of the Municipal Court in the City and County of San Francisco. It sets the salary of the clerk of said court at $50 a month less than that received by a judge of the municipal court in said city and county. The effect of this portion of the measure is to tie increases, or possibly decreases, in the salary of the clerk, dependent upon the salary that the Legislature fixes for the municipal court judge under whom the clerk serves.

The salary for any position should be commensurate to the duties and responsibilities of the office. There may be good reason to relate the salary of one office to that of another if the duties and responsibilities of the two are related. But here the duties and responsibilities of a clerk of the court are in no way commensurate to those of the judge. The clerk's salary should be fixed, based upon duties, functions and responsibilties of his own office, and not tied to the salary established for an unrelated office.

I am, therefore, returning Senate Bill No. 551 without my signature.

Respectfully submitted,

EDMUND G. BROWN, Governor

P.S. I am returning this bill without prejudice to another bill providing for salary increases for persons covered by this bill. I would point out that there is still time for such a bill to reach my desk.

Message read, and ordered printed in the Journal.
Senate Bill No. 551 ordered to the unfinished business file.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 6, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

HARRY C. HILDEBRAND, a resident of Ukiah, is a retired accountant, who, since 1955, has been engaged in contract logging, working for some of the major logging firms in the Redwood Empire area. He is active in the Redwood Regional Conservation Council;

Member, State Board of Forestry, vice Russell H. Ells, term expired, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 11, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

CHARLES A. DETURK, a resident of Seattle, Washington, is a native of Martinsville, Indiana, and is a graduate of the University of Illinois. He has been in park work since 1930, when he joined the Allegheny County Bureau of Parks in Pittsburgh, Pennsylvania, as a landscape architect. Since June, 1950, he has been state park planner for the State Park and Recreation Commission in the State of Washington. From September, 1947, to June, 1950, he was director of public relations for the Huron-Clinton Metropolitan Authority in Detroit, Michigan, acting as adviser on development of metropolitan parks. From September, 1945, to August, 1947, he was landscape architect for the Wayne County Road Commission in Detroit, and from May, 1939, to July, 1945, he was director of the Division of State Parks in Indiana.

He has been a member of the board of the National Conference on State Parks since 1940 and was president from 1954 to 1956. He was president of the Washington Society of Landscape Architects in 1956;

Chief of the Division of Beaches and Parks, Department of Natural Resources, vice Newton B. Drury, retired, for the term prescribed by law, ending at the pleasure of the director.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1635

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 170

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, May 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 765

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, May 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 166
Assembly Bill No. 220
Assembly Bill No. 415
Assembly Bill No. 476
Assembly Bill No. 986
Assembly Bill No. 1219
Assembly Bill No. 1345
Assembly Bill No. 1533
Assembly Bill No. 1660
Assembly Bill No. 1698
Assembly Bill No. 1773
Assembly Bill No. 1884
Assembly Bill No. 1888
Assembly Bill No. 1957
Assembly Bill No. 1964
Assembly Bill No. 1999
Assembly Bill No. 2281
Assembly Bill No. 2288
Assembly Bill No. 2316
Assembly Bill No. 2331

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 166—An act to add Article 10 (commencing at Section 25151) to Chapter 13 of Division 18 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state colleges.

Referred to Committee on Education.

Assembly Bill No. 220—An act to add Section 5931.8 to the Elections Code, relating to absent voters.

Referred to Committee on Elections.

Assembly Bill No. 415—An act to amend Sections 318, 319, 320, 708, 978, 979, 991, 1028, 1556, 1558, 1562, 1585, 1956, 2054, 2055, 2902, 3004, and 3254 of, to add Sections 20, 930.5, and 1179.5 to, to add an article heading to Article 2 of Chapter 2, Part 1, Division 1 of, to, and to repeal Section 138 of, the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 476—An act to amend Section 316 of the Unemployment Insurance Code, relating to publication of information.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 986—An act to add Sections 7058.5, 7059, 7060, and 7061 to the Public Resources Code, relating to production of oil, gas or other hydrocarbons.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1219—An act to add Section 7062 to the Public Resources Code, relating to the production of oil, gas or other hydrocarbons.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1345—An act to add Section 5303 to the Government Code and to amend Sections 5302 and 29917 of the Government Code, Section 21809 of the Education Code as enacted by the Legislature at its 1959 Regular Session, Section 55525 of the Water Code, Section 4790 of the Health and Safety Code and Section 7 of the Los Angeles County Flood Control Act (Chapter 755 of the Statutes of 1915), all relating to signatures and countersignatures on bonds of public bodies.

Referred to Committee on Local Government.

Assembly Bill No. 1533—An act to amend Section 69586 of the Government Code, relating to the superior court in Los Angeles County.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1660—An act to amend Section 3077 of the Business and Professions Code, relating to the practice of optometry.

Ordered held at the desk.

Assembly Bill No. 1698—An act to add Chapter 3 (commencing with Section 17750) to Part 3 of Division 7 of the Business and Professions Code, relating to the regulation, registration, and bonding of trading stamp companies.

Referred to Committee on Business and Professions.

Assembly Bill No. 1773—An act to amend Section 2165d of the Welfare and Institutions Code, relating to property qualifications for old age assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1884—An act to add Section 559.1 to the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 1888—An act to amend Section 123 of the Welfare and Institutions Code, relating to reports of the Department of Social Welfare.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1957—An act to add Sections 20933.5 and 20814 to the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1964—An act to repeal Sections 12000 and 12113 of, to amend Sections 12000.5, 12002, 12100, 12101, 12102, 12103, 12104, 12107, 12108, 12109, 12110, 12111.5, 12112, 12114, 12115, 12190, 12304, 12350, and 12402 of, and to add Sections 12000, 12101.5, 12105.5, 12107.5, 12109.5, 12113, and 12301.5 to, the Health and Safety Code, relating to explosives, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1999—An act to amend Section 1147 of the Probate Code, relating to public administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 2231—An act to add Section 53019 to, to amend Sections 53021 and 53023 of, the Government Code, relating to emergency powers of local agencies.

Referred to Committee on Local Government.

Assembly Bill No. 2288—An act to amend Sections 14095 and 14455.5 of the Health and Safety Code, relating to fire protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 2316—An act to amend Section 199 of the Code of Civil Procedure, relating to competency to act as a juror.

Referred to Committee on Judiciary.

Assembly Bill No. 2331—An act to amend Sections 8250, 8825, 8826, 8827, and 8828 of the Health and Safety Code, relating to cemeteries.

Referred to Committee on Public Health and Safety.

Chief Assistant Secretary Lachlan M. Richards at the Desk

MESSAGES FROM THE ASSEMBLY

ASSEMBLY, CALIFORNIA LEGISLATURE
May 12, 1959

Hon. Joseph A. Beek
Secretary of the Senate

DEAR MR. BEEK: The Assembly this day has instructed me to request the Senate to return to this House for further consideration, Senate Bill No. 420.

Very truly yours,
ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Message read.

MOTION TO RETURN SENATE BILL NO. 420

Senator Burns moved that Senate Bill No. 420 be returned to the Assembly, pursuant to their request, for further consideration by the Assembly.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1086

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 391

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 168
Senate Bill No. 524
Senate Bill No. 614
Senate Bill No. 952
Senate Bill No. 1101
Senate Bill No. 1102

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 710

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Elections

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 1169

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1156

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1190

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1177

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be re-referred to Committee on Finance.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 1177

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Concurrent Resolution No. 98

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

ERHART, Chairman

Above reported resolution ordered to third reading.

Committee on Transportation

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 824

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 1193

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Joint Resolution No. 24

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 11.

BERRY, Chairman

Above reported resolution ordered to third reading.

Committee on Business and Professions

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 853
Assembly Bill No. 244
Assembly Bill No. 1028

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Assembly Bill No. 686
Assembly Bill No. 687

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 397

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Assembly Bill No. 278
Assembly Bill No. 351
Assembly Bill No. 766
Assembly Bill No. 1051
Assembly Bill No. 1054

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 172
Senate Bill No. 564

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for further study.

JOHNSON, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Agriculture

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1245

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 1245

Senator Donnelly moved that Senate Bill No. 1245 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1245—An act to amend Sections 1101, 1102, 1102.1, 1103, 1103.2, and 1107 of the Agricultural Code, relating to egg standards.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1102.1,".

Amendment No. 2

In line 1 of the title, strike out "1103.2", and insert "1103.02".

Amendment No. 3

On page 2 strike out lines 38 to 40, inclusive.

Amendment No. 4

On page 3 strike out all of lines 10 to 25, inclusive.

Amendment No. 5

On page 3, line 26, strike out "SEC. 4.", and insert "SEC. 3."

Amendment No. 6

On page 4, line 6, strike out "SEC. 5.", and insert "SEC. 4."

Amendment No. 7

On page 4, line 12, strike out "SEC. 6", and insert "SEC. 5."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 1196

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 1196

Senator Holmdahl moved that Senate Bill No. 1196 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1196—An act to add Section 7901.5 to the Public Utilities Code, relating to telegraph and telephone corporations.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "relating to telegraph and telephone corporations", and insert "and to add Part 19 (commencing at Section 40001) to Division 2 of the Revenue and Taxation Code, relating to the granting and taxation of state and local franchises".

Amendment No. 2

On page 1, after line 10, insert

"SEC. 2. Part 19 (commencing at Section 40001) is added to Division 2 of the Revenue and Taxation Code, to read:

PART 19. PRIVILEGE TAXATION OF STATE-WIDE FRANCHISES

40001. There is hereby levied an annual tax upon the privilege of maintaining permanent facilities in public streets, roads and highways within this State pursuant to any state-wide franchise granted by the State of California. The amount of such annual tax shall be 2 per cent of the annual gross revenue derived from the business within this State of the franchise holder in which such franchise is used.

40002. The annual tax imposed by Section 40001 shall be payable by or on behalf of the holder of such franchise on or before the fifteenth day of April of the ensuing year for which the tax is levied. Payment shall be made to the Franchise Tax Board and be accompanied by such information and reports as the Franchise Tax Board may require.

40003. All moneys received by the Franchise Tax Board pursuant to Section 40002 shall be transmitted promptly to the State Treasurer and copies of the schedules covering such transmittals shall be furnished at the same time to the Controller.

40004. All moneys received by the State Treasurer pursuant to Section 40003 shall be deposited by him in a special fund in the State Treasury, to be designated the Street Use Franchise Tax Fund, and moneys in said fund shall, upon the order of the Controller, be transferred and paid as follows:

(a) 50% thereof shall be transferred to the General Fund of the State;

(b) 50% thereof shall be paid to each city, county, and city and county upon the following basis:

Each city, city and county and county shall receive such amount as the total population of the city or city and county, or unincorporated area of the county bears to the total population of the State, all as may be determined by the last official census taken or population estimate made as prescribed by any law for any purpose and on file in the office of the Controller.

Such transfer or payment shall be subject to adjustments necessary in the event of lawful obligation to make refunds to taxpayers.

40005. All moneys received by any city, city and county, or county shall be expended solely for the maintenance, improvement or construction of public streets, roads and highways, including the acquisition of necessary rights of way and payment of damages occasioned thereby."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 535
Senate Bill No. 867

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 535

Senator McBride moved that Senate Bill No. 535 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 535—An act to add Section 24759 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 20, 1959, strike out line 19, and insert

"24759. Every licensee who is authorized to sell distilled spirits to retailers and who does sell distilled spirits to retailers, shall file with the department on or before the fifteenth day of April of each year, in such form as the department may prescribe, a statement showing such licensee's cost of doing business in percentage points of total sales for the preceding calendar year. If the licensee keeps his records on a fiscal year basis, such statement shall be filed on or before the fifteenth day of October of each year.

The department, from the statements required pursuant to this section, shall cause a survey to be made of".

Amendment No. 2

On page 1, after line 24, insert

"The department's rules and regulations adopted pursuant to the provisions of this section shall designate, as the cost of doing business, the lowest cost of doing business reported by any distilled spirits manufacturer, rectifier or wholesaler and computed by him in accordance with the provisions of Section 17029 of this code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 867

Senator Richards moved that Senate Bill No. 867 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 867—An act to amend Sections 2020, 2020.002, and 2025 of, and add Section 2020.001 to, the Welfare and Institutions Code, relating to old age assistance, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, as amended in Senate April 30, 1959, strike out ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2, strike out lines 41 to 49, inclusive.

Amendment No. 3

On page 2, line 50, before "The", insert "SEC. 5."

Amendment No. 4

On page 3, line 10, strike out "immediate effect", and insert "effect October 1, 1959".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 909

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 909

Senator Holmdahl moved that Senate Bill No. 909 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 909—An act to amend Section 12050 of the Penal Code, relating to the issuance of licenses to carry concealed firearms.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "bona fide".

Amendment No. 2

On page 1, line 7, strike out "political jurisdiction", and insert "county".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1408

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1408

Senator Collier moved that Senate Bill No. 1408 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1408—An act to add Section 2813 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to inspections of commercial vehicles.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 through 7, inclusive, and insert 2813. Every driver of a commercial vehicle shall stop and submit the vehicle to

an inspection of the size, weight and equipment of the vehicle at any location where members of the California Highway Patrol are conducting tests and inspections of commercial vehicles and when signs are displayed requiring such stop."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Joint Resolution No. 21

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE JOINT RESOLUTION NO. 21

Senator Collier moved that Senate Joint Resolution No. 21 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Joint Resolution No. 21—Relating to the construction of roads by federal agencies.

Resolution read.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed measure, strike out lines 6 through 11, and insert "WHEREAS, If such roads should be under-designed and constructed on such plans, unnecessary traffic hazards would result, and future early reconstruction would be required, thus producing new and unnecessary additional "scarrings" on the slopes and fills coincident with such work; and".

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Transportation.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Senate Bill No. 1012—An act to add Section 6374 to the Education Code as enacted at the 1959 Regular Session, relating to adult education.

Request for Unanimous Consent

Senator Murdy asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1012 was passed, continued to the next legislative day.

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 390—An act to repeal Section 12970 of, to amend Sections 12973 and 12973.5 of, and to add Sections 12970 and 12970.1

to, the Insurance Code, relating to fees charged by the Insurance Commissioner.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 390?

Amendment No. 1

On page 2, line 42, of the printed bill, strike out "10973.7", and insert "12973.7".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 390 by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Coombs, Dilworth, Dolwig, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, and Thompson—26.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 514—An act to amend Sections 3203, 3234, and 3403 of, and to add Section 3407.5 to, the Public Resources Code, relating to oil and gas.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 514?

Amendment No. 1

On page 3, lines 1 and 2, of the printed bill, strike out "and not recycled or otherwise used in oil-producing operations".

Amendment No. 2

On page 3, line 3, after "year", insert "other than gas which is used for recycling or otherwise in oil producing operations or gas which has been injected and withdrawn from underground storage".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 514 by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—33.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 725—An act to amend Sections 4715 and 4725 of the Health and Safety Code, relating to the formation and consolidation of county sanitation districts.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 725?

Amendment No. 1

On page 1 of the printed bill, strike out line 4, and insert "signed by 5 percent of the voters registered in the district if the district contains less than 2001 registered voters, or by 2 per cent of the registered voters, but not less than 100 registered voters, if the district contains 2001, or more, registered voters,".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 725 by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride,

McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, and Thompson—28.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 193—An act to amend Section 4500 of the Penal Code, relating to penalties for assaults by prison inmates.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 193?

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate March 12, 1959, after the period, insert "For the purpose of computing the days elapsed between the commission of the assault and the death of the person assaulted, the whole of the day on which the assault was committed shall be counted as the first day."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 193 by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, and Thompson—29.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 232—An act to add Section 23120 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the wearing of glasses by drivers.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 232?

Amendment No. 1

In the title of the printed bill, strike out lines 1, 2 and 3, and insert "An act to add Section 373 to the Penal Code, relating to the manufacture, sale, and wearing of glasses."

Amendment No. 2

On page 1, strike out line 1, and insert
"SECTION 1. Section 373 is added to the Penal Code, to read:
373. No glasses having a temple width of one-half inch or more, any part of the temple of which extends below the horizontal center of the lens so as to interfere with or obstruct lateral vision, shall be manufactured, sold, either at wholesale or retail, or used while operating a motor vehicle, except upon the written prescription of a licensed physician and surgeon or optometrist.
The violation of this section constitutes a misdemeanor."

Amendment No. 3

On page 1, strike out lines 2 through 17, inclusive.

Amendments to Senate Bill No. 232 Adopted in the Assembly on April 29, 1959

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Assembly April 15, 1959, strike out "373 to the Penal Code", and insert "23120 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 2

In line 5 of the title, strike out "manufacture, sale, and".

Amendment No. 3

In line 6 of the title, after "glasses", insert "by drivers".

Amendment No. 4

On page 1, strike out lines 2 to 10, inclusive, and insert

"SECTION 1. Section 23120 is added to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, to read:

23120. No person shall operate a motor vehicle while wearing glasses having a temple width of one-half inch or more if any part of such temple extends below the horizontal center of the lens."

Amendments to Senate Bill No. 232 Adopted in Assembly May 8, 1959

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Assembly April 29, 1959, after "lens", insert "so as to interfere with lateral vision".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 232 by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—34.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 475—An act to amend Section 3000 of, and to add Section 3000.5 to, the Harbors and Navigation Code, relating to the San Francisco Port Authority.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 475?

Amendment No. 1

On page 2, line 10, of the printed bill, as amended in Senate March 13, 1959, after the period, insert "Nothing in this section or in subdivision (d) of Section 3000 shall authorize the authority to pay any of the costs of construction."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 475 by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Shaw, Short, Slattery, Stiern, Thompson, and Williams—26.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 275—An act to amend Sections 682.1 and 682.2 of the Code of Civil Procedure, relating to writs of execution.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 275?

Amendment No. 1

On page 3 of the printed bill, as amended in Senate March 20, 1959, after line 18, insert

"SEC. 3. This act becomes operative on January 1, 1960."

Amendment No. 2

On page 3, line 14, of the printed bill, as amended in Assembly May 1, 1959, after "of", insert "levy of".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 275 by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer,

McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, and Stiern—29.
NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 1068—An act creating the Mojave-Antelope Water Agency and prescribing its boundaries, organization, operation, management, financing and other powers and duties of the agency.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1 of the printed bill, between lines 3 and 4, insert

"Beginning at a point on the Westerly boundary of the County of San Bernardino, said point also being on the South line of Section 30, T4N, R7W, San Bernardino Base and Meridian;

Thence Northerly along said Westerly boundary of said County of San Bernardino following all its various courses to the Northeast corner of Section 5, T8N, R7W, SBB&M;

Thence continuing Easterly along the North Township line of T8N, R7W and T8N, R6W, SBB&M, to the Northeast corner of Section 5, T8N, R6W, SBB&M;

Thence Northerly along the West line of Sections 33, 28, 21, 16, 9, and 4, T9N, R6W, SBB&M, and continuing Northerly along the West line of Sections 33, 28, 21, 16, and 9, T10N, R6W, SBB&M, to the Northwest corner of said Section 9;

Thence Westerly along the South line of Section 5, T10N, R6W, SBB&M, to the Southwest corner of said Section 5;

Thence Northerly along the West line of said Section 5 to the Northwest corner of said Section 5;

Thence Westerly along the North line of Section 6, T10N, R6W, SBB&M, to the Northeast corner of the Northwest quarter (NW ¼) of said Section 6;

Thence Southerly along the half-section line of said Section 6 to the Southeast corner of the Southwest quarter (SW ¼) of said Section 6;

Thence Westerly along the South line of said Section 6 to the Southwest corner of said Section 6;

Thence continuing Westerly along the South line of Sections 1, 2, 3, and 4, T10N, R7W, SBB&M, to the Southwest corner of said Section 4, said corner being also a point on the Westerly boundary of the County of San Bernardino;

Thence Northerly along said Westerly boundary of the County of San Bernardino following all its various courses to its intersection with the North line of T27S, R40E, Mt. Diablo Base and Meridian, said point of intersection also being the Northwest corner of Section 1, T27S, R40E, MDB&M;

Thence Easterly along the North line of Section 1, T27S, R40E, MDB&M, to the Northeast corner of said Section 1;

Thence Northerly along the West line of Section 6, T27S, R41E, MDB&M, to the Northwest corner of said Section 6;

Thence Easterly along the North Township line of T27S, R41E, MDB&M, to the Northeast corner of said Township;

Thence Southerly along the East line of Section 1 and the East line of Section 12 to the Southeast corner of Section 12, T27S, R41E, MDB&M;

Thence Easterly along the North line of Section 18, T27S, R42E, to the Northeast corner of said Section 18;

Thence Southerly along the East line of said Section 18, to the Southeast corner of said Section 18;

Thence Easterly along the North line of Section 20, T27S, R42E, MDB&M, to the Northeast corner of said Section 20;

Thence Southerly along the East line of said Section 20, MDB&M, to the Southeast corner of said Section 20;

Thence Easterly along the North line of Section 28, T27S, R42E, MDB&M, to the Northeast corner of said Section 28;

Thence Southerly along the East line of said Section 28, to the Southeast corner of said Section 28;

Thence Easterly along the North line of Section 34, T27S, R42E, MDB&M, to the Northeast corner of said Section 34;

Thence Southerly along the East line of said Section 34, to the Southeast corner of said Section 34;

Thence Easterly along the North line of Section 2 and Section 1, T28S, R42E, MDB&M, to the Northeast corner of said Section 1;

Thence Southerly along the East line of T28S, R42E, MDB&M, to the Southeast corner of Section 25 of said T28S, R42E;

Thence Westerly along the South line of said Section 25 to the Southwest corner of said Section 25;

Thence Southerly along the East line of Section 35, T28S, R42E, MDB&M, to the Southeast corner of said Section 35;

Thence Westerly along the South line of said Section 35, to the Northeast corner of Section 2, T29S, R42E, MDB&M;

Thence Southerly along the East line of Sections 2, 11, 14, 23, and 26, T29S, R42E, MDB&M, to the Southeast corner of said Section 26;

Thence Easterly along the North line of Section 36, T29S, R42E, MDB&M, and continuing Easterly along the North line of Sections 31, 32, and 33, T29S, R43E, MDB&M, to the Northeast corner of said Section 33;

Thence Northerly along the West line of Section 27, T29S, R43E, MDB&M, to the Northwest corner of said Section 27;

Thence Easterly along the North line of Sections 27, 26, and 25, T29S, R43E, MDB&M, to the Northeast corner of said Section 25;

Thence Northerly along the West line of Section 19, T29S, R44E, MDB&M, to the Northwest corner of said Section 19;

Thence Easterly along the North line of Sections 19, 20, and 21, T29S, R44E, MDB&M, to the Northeast corner of said Section 21;

Thence Southerly along the East line of Sections 21, 28, and 33, T29S, R44E, MDB&M, to the Southeast corner of said Section 33;

Thence Southerly a distance of 6 miles, more or less, along the Naval Reservation Boundary to its intersection with the North line of Section 4, T31S, R44E, MDB&M, said point of intersection being 200 feet, more or less, Westerly of the Northeast corner of said Section 4;

Thence Easterly along the North Township line of Townships T31S, R44E, T31S, R45E, T31S, R46E, and T31S, R47E, MDB&M, to the Northeast corner of said Township T31S, R47E, said corner also being a point on the San Bernardino Meridian;

Thence Northerly along the San Bernardino Meridian to the Northwest corner of Section 18, T14N, R1E, San Bernardino Base and Meridian;

Thence Easterly along the North line of Sections 18, 17, 16, 15, 14, and 13, T14N, R1E, SBB&M, to the Northeast corner of said Section 13;

Thence Southerly along the East Township line of T14N, R1E and T13N, R1E, SBB&M, to the Southeast corner of said T13N, R1E;

Thence Easterly along the North line of Section 6, T12N, R2E, SBB&M, to the Northeast corner of said Section 6;

Thence Southerly along the East line of Sections 6 and 7, T12N, R2E, SBB&M, to the Southeast corner of said Section 7;

Thence Easterly along the North line of Section 17, T12N, R2E, SBB&M, to the Northeast corner of said Section 17;

Thence Northerly along the West line of Section 9, T12N, R2E, SBB&M, to the Northwest corner of said Section 9;

Thence Easterly along the North line of Sections 9 and 10, T12N, R2E, SBB&M, to the Northeast corner of said Section 10;

Thence Southerly along the East line of said Section 10 to the Southeast corner of said Section 10;

Thence Easterly along the North line of Sections 14 and 13, T12N, R2E, SBB&M, to the Northeast corner of said Section 13;

Thence Southerly along the East line of said Section 13, to the Southeast corner of said Section 13;

Thence Easterly along the North line of Sections 19, 20, 21, 22, 23, and 24, T12N, R3E and Sections 19, 20, 21, 22, 23, and 24, T12N, R4E, SBB&M, to the Northeast corner of said Section 24, T12N, R4E, SBB&M;

Thence Southerly along the range line between Range 4 East and Range 5 East, to the Southeast corner of T3N, R4E, SBB&M;

Thence Westerly along the South Township line of T3N, R4E and T3N, R3E, SBB&M, to the Southwest corner of said T3N, R3E, said Southwest corner also being a point on the Northerly boundary of the San Bernardino National Forest;

Thence Northerly and Westerly along said Northerly boundary of said San Bernardino National Forest following all its various courses to the Southeast corner of Section 11, T3N, R1E, SBB&M;

Thence Westerly along the South line of Sections 11, 10, 9, 8, and 7, T3N, R1E, SBB&M, and continuing Westerly along the South line of Sections 12 and 11, T3N, R1W, SBB&M, to the Southwest corner of said Section 11;

Thence Northerly along the West line of said Section 11 to the Northwest corner of said Section 11;

Thence Westerly along the South line of Sections 3, 4, 5, and 6, T3N, R1W, SBB&M, and continuing Westerly along the South line of Sections 1, 2, 3, and 4, T3N, R2W, SBB&M, to the Southwest corner of said Section 4;

Thence Southerly along the East line of Section 8, T3N, R2W, SBB&M, to the Southeast corner of said Section 8;

Thence Westerly along the South line of Sections 8 and 7, T3N, R2W, SBB&M, and continuing Westerly along the South line of Sections 12, 11, 10, 9, 8, and 7, T3N, R3W, SBB&M, to the Southwest corner of said Section 7;

Thence Southerly along the East line of Section 13, T3N, R4W, SBB&M, to the Southeast corner of said Section 13;

Thence Westerly along the South line of said Section 13, T3N, R4W, to the Southeast corner of the Southwest quarter (SW ¼) of said Section 13;

Thence Southerly along the half-section line of Section 24, T3N, R4W, SBB&M, to the Southeast corner of the Southwest quarter (SW ¼) of said Section 24;

Thence Westerly along the South line of said Section 24, to the Southwest corner of said Section 24;

Thence Southerly along the East line of Section 26, T3N, R4W, SBB&M, to the Southeast corner of said Section 26;

Thence Westerly along the South line of Sections 26, 27, 28, 29, and 30, T3N, R4W, SBB&M, and continuing Westerly along the South line of Sections 25, 26, and 27, T3N, R5W, SBB&M, to the Southwest corner of said Section 27;

Thence Northerly along the West line of said Section 27, to the Northwest corner of the Southwest quarter (SW ¼) of said Section 27;

Thence Westerly along the half section line of Section 28, T3N, R5W, SBB&M, to the Southwest corner of the Northwest quarter (NW ¼) of said Section 28;

Thence Northerly along the West line of said Section 28, to the Northwest corner of said Section 28;

Thence Westerly along the South line of Section 20, T3N, R5W, SBB&M, to the Southwest corner of the Southeast quarter (SE ¼) of said Section 20;

Thence Northerly along the half-section line of said Section 20, to the Northwest corner of the Northeast quarter (NE ¼) of said Section 20;

Thence Westerly along the South line of Section 17, T3N, R5W, SBB&M, to the Southwest corner of said Section 17;

Thence Northerly along the West line of said Section 17, to the Northwest corner of said Section 17;

Thence Westerly along the South line of Section 7, T3N, R5W, SBB&M, to the Southwest corner of said Section 7;

Thence Northerly along the West line of said Section 7, to the Northwest corner of said Section 7;

Thence Westerly along the South line of Sections 1 and 2, T3N, R6W, SBB&M, to the Southwest corner of said Section 2;

Thence Northerly along the West line of said Section 2 to the Northwest corner of said Section 2;

Thence Westerly along the South line of Sections 34, 33, 32, and 31, T4N, R6W, SBB&M, and continuing Westerly along the South line of Sections 36, 35, 34, and 33, T4N, R7W, SBB&M, to the Southwest corner of said Section 33;

Thence Northerly along the West line of said Section 33, to the Northwest corner of the Southwest quarter (SW ¼) of said Section 33;

Thence Westerly along the half-section line of Section 32, T4N, R7W, SBB&M, to the Southwest corner of the Northwest quarter (NW ¼) of said Section 32;

Thence Northerly along the West line of said Section 32 to the Northwest corner of said Section 32;

Thence Westerly along the South line of Section 30, T4N, R7W, SBB&M, to its intersection with the Westerly boundary of the County of San Bernardino, said point of intersection being the point of beginning."

Amendment No. 2

On page 1, strike out lines 4 to 27, inclusive, and on page 2, strike out lines 1 to 2, inclusive.

Amendment No. 3

On page 2, strike out lines 47 to 52, inclusive, and on page 3, strike out lines 1 to 36, inclusive, and insert

"SEC. 3.1. The territory of the agency shall be divided into seven divisions and shall be numbered successively, one through seven.

(a) Division 1 shall include the following described territory:

Beginning at the Southeast corner of Section 5, T10N, R6W, San Bernardino Base and Meridian;

Thence Westerly along the South line of Section 5, T10N, R6W, SBB&M, to the Southwest corner of said Section 5;

Thence Northerly along the West line of said Section 5 to the Northwest corner of said Section 5;

Thence Westerly along the North line of Section 6, T10N, R6W, SBB&M, to the Northeast corner of the Northwest quarter (NW ¼) of said Section 6;

Thence Southerly along the half-section line of said Section 6 to the Southeast corner of the Southwest quarter (SW ¼) of said Section 6;

Thence Westerly along the South line of said Section 6 to the Southwest corner of said Section 6;

Thence continuing Westerly along the South line of Sections 1, 2, 3, and 4, T10N, R7W, SBB&M, to the Southwest corner of said Section 4, said corner being also a point on the Westerly boundary of the County of San Bernardino;

Thence Northerly along said Westerly boundary of the County of San Bernardino following all its various courses to its intersection with the North line of T27S, R40E, Mt. Diablo Base and Meridian, said point of intersection also being the Northwest corner of Section 1, T27S, R40E, MDB&M;

Thence Easterly along the North line of Section 1, T27S, R40E, MDB&M, to the Northeast corner of said Section 1;

Thence Northerly along the West line of Section 6, T27S, R41E, MDB&M, to the Northwest corner of said Section 6;

Thence Easterly along the North Township line of T27S, R41E, MDB&M, to the Northeast corner of said Township;

Thence Southerly along the East line of Section 1 and the East line of Section 12, to the Southeast corner of Section 12, T27S, R41E, MDB&M;

Thence Easterly along the North line of Section 18, T27S, R42E, to the Northeast corner of said Section 18;

Thence Southerly along the East line of said Section 18, to the Southeast corner of said Section 18;

Thence Easterly along the North line of Section 20, T27S, R42E, MDB&M, to the Northeast corner of said Section 20;

Thence Southerly along the East line of said Section 20, MDB&M, to the Southeast corner of said Section 20;

Thence Easterly along the North line of Section 28, T27S, R42E, MDB&M, to the Northeast corner of said Section 28;

Thence Southerly along the East line of said Section 28, to the Southeast corner of said Section 28;

Thence Easterly along the North line of Section 34, T27S, R42E, MDB&M, to the Northeast corner of said Section 34;

Thence Southerly along the East line of said Section 34, to the Southeast corner of said Section 34;

Thence Easterly along the North line of Section 2 and Section 1, T28S, R42E, MDB&M, to the Northeast corner of said Section 1;

Thence Southerly along the East line of T28S, R42E, MDB&M, to the Southeast corner of Section 25 of said T28S, R42E;

Thence Westerly along the South line of said Section 25 to the Southwest corner of said Section 25;

Thence Southerly along the East line of Section 35, T28S, R42E, MDB&M, to the Southeast corner of said Section 35;

Thence Westerly along the South line of said Section 35, to the Northeast corner of Section 2, T29S, R42E, MDB&M;

Thence Southerly along the East line of Sections 2, 11, 14, 23, and 26, T29S, R42E, MDB&M, to the Southeast corner of said Section 26;

Thence Easterly along the North line of Section 36, T29S, R42E, MDB&M, and continuing Easterly along the North line of Sections 31, 32, and 33, T29S, R43E, MDB&M, to the Northeast corner of said Section 33;

Thence Northerly along the West line of Section 27, T29S, R43E, MDB&M, to the Northwest corner of said Section 27;

Thence Easterly along the North line of Sections 27, 26, and 25, T29S, R43E, MDB&M, to the Northeast corner of said Section 25;

Thence Northerly along the West line of Section 19, T29S, R44E, MDB&M, to the Northwest corner of said Section 19;

Thence Easterly along the North line of Sections 19, 20, and 21, T29S, R44E, MDB&M, to the Northeast corner of said Section 21;

Thence Southerly along the East line of Sections 21, 28, and 33, T29S, R44E, MDB&M, to the Southeast corner of said Section 33;

Thence Southerly a distance of 6 miles, more or less, along the Navel Reservation Boundary to its intersection with the North line of Section 4, T31S, R44E, MDB&M, said point of intersection being 200 feet, more or less, Westerly of the Northeast corner of said Section 4;

Thence Easterly along the North Township line of Townships T31S, R44E, T31S, R45E, T31S, R46E, and T31S, R47E, MDB&M, to the Northeast corner of said Township T31S, R47E, said corner also being a point on the San Bernardino Meridian;

Thence Northerly along the San Bernardino Meridian to the Northwest corner of Section 18, T14N, R1E, San Bernardino Base and Meridian;

Thence Easterly along the North line of Sections 18, 17, 16, 15, 14, and 13, T14N, R1E, SBB&M, to the Northeast corner of said Section 13;

Thence Southerly along the Range Line between Range 1 East and Range 2 East to the Southeast corner of T11N, R1E, SBB&M;

Thence Westerly along the Township Line between Township 11 North and Township 12 North, SBB&M, to the Southwest corner of T11N, R3W, SBB&M;

Thence Northerly along the Range Line between Range 3 West and Range 4 West, SBB&M, to the Northwest corner of T12N, R3W, SBB&M, said Northwest corner also being a point on the Eighth Standard Parallel South, Mt. Diablo Base and Meridian;

Thence Westerly along said Eighth Parallel South to the Northeast corner of Section 32, T12N, R6W, SBB&M;

Thence Southerly along the East line of Section 32, T12N, R6W, SBB&M, and Sections 5, 8, 17, 20, 29, and 32, T11N, R6W, SBB&M, and Section 5, T10N, R6W, SBB&M, to the Southeast corner of said Section 5, said Southeast corner being the point of beginning.

(b) Division 2 shall include the following described territory:

Beginning at the Southwest corner of Section 9, T6N, R6W, San Bernardino Base and Meridian;

Thence Northerly along the West line of Sections 9 and 4, T6W, R6W, SBB&M, and the West line of Sections 33, 28, 21, 16, 9, and 4, T7N, R6W, SBB&M, and along the West line of Sections 33, 28, 21, 16, 9, and 4, T8N, R6W, SBB&M, and along the West line of Sections 33, 28, 21, 16, 9, and 4, T9N, R6W, SBB&M, and along the West line of Sections 33, 28, 21, 16, 9, and 4, T10N, R6W, SBB&M, and along the West line of Sections 33, 28, 21, 16, 9, and 4, T11N, R6W, SBB&M, and along the West line of Section 33, T12N, R6W, SBB&M, to the Eighth Standard Parallel South, Mt. Diablo Base and Meridian;

Thence Easterly along said Eighth Standard Parallel South, to the Northeast corner of T12N, R4W, San Bernardino Base and Meridian;

Thence Southerly along the Range Line between Range 3 West and Range 4 West, SBB&M, to the Southwest corner of Section 7, T9N, R3W, SBB&M;

Thence Easterly along the South line of Sections 7, 8, 9, 10, 11, and 12, T9N, R3W, SBB&M, to the Southeast corner of said Section 12;

Thence Southerly along the East line of Sections 13, 24, 25, and 36, T9N, R3W, SBB&M, to the Southeast corner of said Section 36;

Thence Easterly along the North line of Sections 6, 5, and 4, T8N, R2W, SBB&M, to the Northeast corner of said Section 4;

Thence Southerly along the East line of Sections 4, 9, 16, 21, 28, and 33, T8N, R2W, SBB&M, and along the East line of Sections 4, 9, 16, 21, 28, and 33, T7N, R2W, SBB&M, to the Southeast corner of said Section 33;

Thence Westerly along the South line of Sections 33, 32, and 31, of said T7N, R2W, to the Southwest corner of said Section 31;

Thence Southerly along the East line of Sections 1 and 12, T6N, R3W, SBB&M, to the Southeast corner of said Section 12;

Thence Westerly along the South line of Sections 12, 11, 10, 9, 8, and 7, T6N, R3W, SBB&M, and along the South line of Sections 12, 11, 10, 9, 8, and 7, T6N, R4W, SBB&M, and along the South line of Sections 12, 11, 10, 9, 8, and 7, T6N, R5W, SBB&M, and along the South line of Sections 12, 11, 10, and 9, T6N, R6W, SBB&M, to the Southwest corner of said Section 9, said Southwest corner being the point of beginning.

(c) Division 3 shall include the following described territory:

Beginning at a point on the Westerly boundary of the County of San Bernardino, said point also being on the South line of Section 30, T4N, R7W, San Bernardino Base and Meridian;

Thence Northerly along said Westerly boundary of said County of San Bernardino following all its various courses to the Northeast corner of Section 5, T8N, R7W, SBB&M;

Thence Easterly along the North line of Sections 4, 3, 2, and 1, T8N, R7W, SBB&M, and along the North line of Sections 6, and 5, T8N, R6W, SBB&M, to the Northeast corner of said Section 5;

Thence Southerly along the East line of Sections 5, 8, 17, 20, 29, and 32, T8N, R6W, SBB&M, and along the East line of Sections 5, 8, 17, 20, 29, and 32, of T7N, R6W, SBB&M, and along the East line of Sections 5, and 8, T6N, R6W, SBB&M, to the Southeast corner of said Section 8;

Thence Easterly along the North line of Sections 16, 15, 14, and 13, T6N, R6W, SBB&M, to the Northeast corner of said Section 13;

Thence Southerly along the Range Line between Range 5 West and Range 6 West to the Southeast corner of Section 1, T3N, R6W, SBB&M;

Thence Westerly along the South line of Sections 1, and 2, T3N, R6W, SBB&M, to the Southwest corner of said Section 2;

Thence Northerly along the West line of said Section 2 to the Northwest corner of said Section 2;

Thence Westerly along the South line of Sections 34, 33, 32, and 31, T4N, R6W, SBB&M, and continuing Westerly along the South line of Sections 36, 35, 34, and 33, T4N, R7W, SBB&M, to the Southwest corner of said Section 33;

Thence Northerly along the West line of said Section 33, to the Northwest corner of the Southwest quarter (SW ¼) of said Section 33;

Thence Westerly along the half-section line of Section 32, T4N, R7W, SBB&M, to the Southwest corner of the Northwest quarter (NW ¼) of said Section 32;

Thence Northerly along the West line of said Section 32 to the Northwest corner of said Section 32;

Thence Westerly along the South line of Section 30, T4N, R7W, SBB&M, to its intersection with the Westerly boundary of the County of San Bernardino, said point of intersection being the point of beginning.

(d) Division 4 shall include the following described territory:

Beginning at the Southwest corner of Section 6, T3N, R5W, San Bernardino Base and Meridian;

Thence Northerly along the Range Line between Range 5 West and Range 6 West to the Northwest corner of Section 18, T6N, R5W, SBB&M;

Thence Easterly along the North line of Sections 18, 17, 16, 15, 14, and 13, T6N, R5W, SBB&M, and the North line of Sections 18, 17, 16, 15, 14, and 13, T6N, R4W, SBB&M, and along the North line of Sections 18, 17, 16, 15, 14, and 13, T6N, R3W, SBB&M, to the Northeast corner of said Section 13;

Thence Northerly along the West line of Sections 7 and 6, T6N, R2W, SBB&M, to the Northeast corner of said Section 6;

Thence Easterly along the North Township Line of said T6N, R2W, SBB&M, to the Northeast corner of said Township;

Thence Southerly along the Range Line between Range 1 West and Range 2 West to the Southeast corner of Section 1, T3N, R2W, SBB&M;

Thence Westerly along the South line of Sections 1, 2, 3, and 4, T3N, R2W, SBB&M, to the Southwest corner of said Section 4;

Thence Southerly along the East line of Section 8, T3N, R2W, SBB&M, to the Southeast corner of said Section 8;

Thence Westerly along the South line of Sections 8 and 7, T3N, R2W, SBB&M, and continuing Westerly along the South line of Sections 12, 11, 10, 9, 8, and 7, T3N, R3W, SBB&M, to the Southwest corner of said Section 7;

Thence Southerly along the East line of Section 13, T3N, R4W, SBB&M, to the Southeast corner of said Section 13;

Thence Westerly along the South line of said Section 13, to the Southeast corner of the Southwest quarter (SW ¼) of said Section 13;

Thence Southerly along the half-section line of Section 24, T3N, R4W, SBB&M, to the Southeast corner of the Southwest quarter (SW ¼) of said Section 24;

Thence Westerly along the South line of said Section 24, to the Southwest corner of said Section 24;

Thence Southerly along the East line of Section 26, T3N, R4W, SBB&M, to the Southeast corner of said Section 26;

Thence Westerly along the South line of Sections 26, 27, 28, 29, and 30, T3N, R4W, SBB&M, and continuing Westerly along the South line of Sections 25, 26, and 27, T3N, R5W, SBB&M, to the Southwest corner of said Section 27;

Thence Northerly along the West line of said Section 27, to the Northwest corner of the Southwest quarter (SW ¼) of said Section 27;

Thence Westerly along the half-section line of Section 28, T3N, R5W, SBB&M, to the Southwest corner of the Northwest quarter (NW¼) of said Section 28;

Thence Northerly along the West line of said Section 28, to the Northwest corner of said Section 28;

Thence Westerly along the South line of Section 20, T3N, R5W, SBB&M, to the Southwest corner of the Southeast quarter (SE¼) of said Section 20;

Thence Northerly along the half-section line of said Section 20 to the Northwest corner of the Northeast quarter (NE¼) of said Section 20;

Thence Westerly along the South line of Section 17, T3N, R5W, SBB&M, to the Southwest corner of said Section 17;

Thence Northerly along the West line of said Section 17, to the Northwest corner of said Section 17;

Thence Westerly along the South line of Section 7, T3N, R5W, SBB&M, to the Southwest corner of said Section 7;

Thence Northerly along the West line of said Section 7 to the Northwest corner of said Section 7, said Northwest corner being the point of beginning.

(e) Division 5 shall include the following described territory:

Beginning at the Southwest corner of Section 6, T3N, R1W, San Bernardino Base and Meridian;

Thence Northerly along the Range Line between Range 1 West and Range 2 West to the Northwest corner of T6N, R1W, SBB&M;

Thence Easterly along the Township Line between Township 6 North and Township 7 North to the Northeast corner of T6N, R4E, SBB&M;

Thence Southerly along the Range Line between Range 4 East and Range 5 East to the Southeast corner of T3N, R4E, SBB&M;

Thence Westerly along the South Township Line of T3N, R4E and T3N, R3E, SBB&M, to the Southwest corner of said T3N, R3E, said Southwest corner also being a point on the Northerly boundary of the San Bernardino National Forest;

Thence Northerly and Westerly along said Northerly boundary of said San Bernardino National Forest following all its various courses to the Southeast corner of Section 11, T3N, R1E, SBB&M;

Thence Westerly along the South line of Sections 11, 10, 9, 8, and 7, T3N, R1E, SBB&M, and continuing Westerly along the South line of Sections 12 and 11, T3N, R1W, SBB&M to the Southwest corner of said Section 11;

Thence Northerly along the West line of said Section 11 to the Northwest corner of said Section 11;

Thence Westerly along the South line of Sections 3, 4, 5, and 6, T3N, R1W, SBB&M, to the Southwest corner of said Section 6, said Southwest corner being the point of beginning.

(f) Division 6 shall include the following described territory:

Beginning at the Southwest corner of Section 34, T7N, R2W, San Bernardino Base and Meridian;

Thence Northerly along the West line of Sections 34, 27, 22, 15, 10, and 3, T7N, R2W, SBB&M, and along the West line of Sections 34, 27, 22, 15, 10, and 3, T8N, R2W, SBB&M, to the Northwest corner of said Section 3;

Thence Westerly along the South line of Sections 33, 32, and 31, T9N, R2W, SBB&M, to the Southwest corner of said Section 31;

Thence Northerly along the West line of Sections 31, 30, 19, and 18, T9N, R2W, SBB&M, to the Northwest corner of said Section 18;

Thence Westerly along the South line of Sections 12, 11, 10, 9, 8, and 7, T9N, R3W, SBB&M, to the Southwest corner of said Section 7;

Thence Northerly along the West line of Sections 7 and 6, T9N, R3W, SBB&M, and along the West line of T10N, R3W, SBB&M, to the Northwest corner of said T10N, R3W;

Thence Easterly along the Township Line between Township 10 North and Township 11 North, to the Northeast corner of T10N, R1W, SBB&M, being on the San Bernardino Meridian; thence Southerly along the San Bernardino Meridian to the Southeast corner of T7N, R1W, SBB&M; thence westerly along the south line of T7N, R1W and the south lines of Sections 36, 35 and 34, T7N, R2W, SBB&M to the point of beginning.

(g) Division 7 shall include the following described territory:

Beginning on the San Bernardino Meridian at the Northwest corner of T10N, R1E, SBB&M; thence Easterly along the North line of T10N, R1E, to the Northeast corner of T10N, R1E;

Thence Northerly along the Range Line between Range 1 East and Range 2 East, to the Northwest corner of T12N, R2E, SBB&M;

Thence Easterly along the North line of Section 6, T12N, R2E, SBB&M, to the Northeast corner of said Section 6;

Thence Southerly along the East line of Sections 6 and 7, T12N, R2E, SBB&M, to the Southeast corner of said Section 7;

Thence Easterly along the North line of Section 17, T12N, R2E, SBB&M, to the Northeast corner of said Section 17;

Thence Northerly along the West line of Section 9, T12N, R2E, SBB&M, to the Northwest corner of said Section 9;

Thence Easterly along the North line of Sections 9 and 10, T12N, R2E, SBB&M, to the Northeast corner of said Section 10;

Thence Southerly along the East line of said Section 10 to the Southeast corner of said Section 10;

Thence Easterly along the North line of Sections 14 and 13, T12N, R2E, SBB&M, to the Northeast corner of said Section 13;

Thence Southerly along the East line of said Section 13 to the Southeast corner of said Section 13;

Thence Easterly along the North line of Sections 19, 20, 21, 22, 23, and 24, T12N, R3E, SBB&M, and Sections 19, 20, 21, 22, 23, and 24, T12N, R4E, SBB&M, to the Northeast corner of said Section 24;

Thence Southerly along the Range Line between Range 4 East and Range 5 East to the Southeast corner of T7N, R4E, SBB&M;

Thence Westerly along the Township Line between Township 6 North and Township 7 North to the San Bernardino Meridian;

Thence Northerly along the San Bernardino Meridian to the place of beginning.

SEC. 3.5. Before the agency may begin to transact business and exercise its powers, a petition requesting that the agency transact business and exercise its powers shall be presented to the Board of Supervisors of the County of San Bernardino, signed by not less than twenty-five (25) qualified electors residing within the territory of the agency, and requesting that the Board of Supervisors of the County of San Bernardino call a special election for the purpose of submitting to the voters within the territory of the agency the proposition of whether or not the agency should begin to function and exercise its powers.

The Board of Supervisors of the County of San Bernardino, within ten (10) days after the filing of said petition for the calling of said election, shall call and give notice of an election to be held in the territory of the agency for the purpose of determining whether or not it shall begin to function and exercise its powers and for the selection of persons who shall serve as directors of said agency if said agency is formed.

The election shall be held not less than seventy-five (75) days, nor more than ninety (90) days from the date of the presentation of said petition to the board of supervisors. Said election shall be conducted and the first elective directors shall be nominated and elected pursuant to the provisions of Part 2, Division 11 of the Elections Code. Said directors shall be registered to vote within the agency.

Notice of the election shall be published in a newspaper of general circulation circulated within the territory of the agency. Such notice shall be published at least twice, with an interval of at least six (6) days between the first and last publication. Publication shall be complete at least six (6) days before the date of the election.

The notice of the election shall contain:

(1) The date of the election;

(2) The name of the agency;

(3) The proposition to be voted on, as follows: "Shall the Mojave-Antelope Water Agency begin to function and exercise its powers in accordance with the provisions of the Mojave-Antelope Water Agency Act?"

(4) A statement that the first elective directors will be elected at that election: that said directors will take office if a majority of the voters vote that the agency shall begin to function and exercise its powers;

(5) A statement that one (1) director shall be appointed by the Board of Supervisors of the County of San Bernardino, that one (1) director shall be appointed by the Board of Directors of the Mojave Desert Soil Conservation District, and that one (1) director shall be appointed by all the municipalities and districts within the agency who are authorized by law to sell and distribute water, each such municipality or district being entitled to one (1) vote in the selection of such director.

There shall be printed on the ballot, together with the names of the candidates for director, the following question: "Shall the Mojave-Antelope Water Agency begin to function and exercise its powers in accordance with the provisions of the Mojave-Antelope Water Agency Act?" Following which question, shall be the words "Yes" and "No" on separate lines, with a voting square at the right of each, in which the voter shall indicate by stamping a cross (+) his vote for or against the proposition.

If a majority of the voters voting on the proposition vote in its favor, the board of supervisors shall canvass the returns for directors and those eight persons receiving the highest number of votes shall be declared elected. The agency shall begin to function and shall exercise its powers, and the Board of Supervisors of the County of San Bernardino, within fifteen (15) days after said election, by resolution enter on its minutes a declaration that the agency has begun to function and exercise its powers, giving the name of the agency, the purposes for which it is formed, and describing its boundaries.

Within said fifteen (15) days after said election three (3) directors shall be appointed, as follows:

(a) One (1) director shall be appointed by the Board of Supervisors of San Bernardino County from among members of the San Bernardino County Flood Control Advisory Committee, Zone 4 or Zone 6.

(b) One (1) director shall be appointed by the governing body of the Mojave Desert Soil Conservation District.

(c) One (1) director shall be appointed by the governing bodies of the several municipalities and districts lying in whole or in part within the agency which are authorized by law to sell and distribute water, each of which shall have one vote in the appointment of said director, and the person receiving the greatest number of votes shall be deemed appointed.

The County Clerk of San Bernardino County, immediately after the entering of the resolution in the minutes of the board as above provided, shall cause to be filed in the Office of the Recorder of San Bernardino County, and with the Secretary of State, a certified copy of said resolution. Thereupon, the organization of the agency shall be complete.

No informality in any proceedings, including informality in the conduct of any election not substantially affecting adversely the legal rights of any person, shall invalidate the organization of the agency.

The validity of the organization of the agency shall not be contested in any proceeding commenced more than ninety (90) days after the date that the organization of the agency is complete.

If less than a majority of the votes cast at the election is in favor of the proposition that the agency should begin to function and exercise its powers, the board of supervisors shall declare the proceedings terminated and no petition requesting that the agency begin to function and exercise its powers shall be circulated and presented to the Board of Supervisors of San Bernardino County within one year from the date of said election.

SEC. 4. The board of directors shall consist of eleven (11) directors, all of whom shall be registered to vote within the agency. The directors first elected and appointed under this act shall hold office until the third Tuesday in April 1961 and the election and qualifications of their successors.

The term of office of each director shall be four (4) years.

All vacancies occurring in the office of director shall be filled by appointment by the remaining directors elected and appointed. An appointment to fill a vacancy in the office of director shall be for the unexpired term of the office in which the vacancy exists.

Successive elective members of the board of directors shall be elected by the voters of the agency as provided in this act and the three remaining members of the board of directors shall be appointed as provided for in this act.

On the third Tuesday of April 1961, seven (7) members of said board of directors, designated and referred to as members numbered one (1) through seven (7), respectively, shall be elected, one from each of the seven (7) divisions of the agency as in Section 3.1. Each such director shall be voted on only by those voters living within the division of which said director is a registered voter and one (1) director, designated and referred to as director number 8, shall be elected by the voters of the agency at large, in accordance with the provisions of this act pertaining to the qualifications of directors. The remaining three (3) directors designated and referred to as directors numbers 9, 10 and 11, and shall each be appointed within fifteen (15) days after the elective directors are elected, as follows:

(a) Director number 9 shall be appointed by the Board of Supervisors of San Bernardino County from the San Bernardino County Flood Control Advisory Committee Zone 4 or 6;

(b) Director number 10 shall be appointed by the governing body of the Mojave Desert Soil Conservation District;

(c) Director number 11 shall be appointed by the governing bodies of the several municipalities and districts lying in whole or in part within the agency which are authorized by law to sell and distribute water, each of which shall have one vote in the appointment of said director, and the person receiving the greatest number of votes shall be deemed appointed.

Of the seven (7) divisional directors first elected from each of the seven divisions, directors numbers 1, 3, 5 and 7 shall hold office until their successors are elected and qualified at the general agency election which shall be held in the first succeeding odd-numbered year, more than six months from the election at which the said directors were elected. Directors numbers 2, 4 and 6 shall hold office until their successors are elected and qualified at the general agency election which shall be held in the second succeeding odd-numbered year.

The one director elected from the agency at large at the election held on the third Tuesday of April 1961, shall hold office until his successor is elected and qualified at the second succeeding general agency election.

Of the three (3) directors appointed after the election held on the third Tuesday of April 1961, director number 9 shall hold office until his successor is appointed and qualified within 15 days after the general agency election which shall be held in the first succeeding odd-numbered year. Directors numbers 10 and 11 shall hold office until their successors are appointed and qualified within 15 days after the general agency election which shall be held in the second succeeding odd-numbered year.

In case any two or more persons receive an equal number of votes, the governing board of the agency shall forthwith summon the candidates who have received tie votes to appear before it, at a time and place to be designated by the board, and the board shall at that time and place determine the tie by lot.

No more than (3) directors, either elected or appointed, may be residents of any one division. In the event of the election and/or appointment of more than three directors from any one division, the governing board of the agency shall be the judge of the qualifications of its members and of election returns subject to the provisions of this act.

The succeeding elective directors shall be nominated and elected at the agency general election which shall be held on the third Tuesday of April of each odd-numbered year. The election shall be conducted in accordance with the provisions of Part 2, Division 11 of the Elections Code, and the directors so elected shall take office pursuant to the provisions of said Part 2, Division 11 of the Elections Code."

Amendment No. 4

On page 4, strike out lines 31 to 39, inclusive, and insert

"SEC. 9. The board of directors shall be the governing body of the agency. It shall hold its first meeting as soon as possible after the organization of the agency is complete and not later than the sixth Monday after such date, and shall thereupon elect from its membership a president, secretary and treasurer, and provide for the time and place of holding its meetings and the manner in which its special meetings may be called. Said board may consolidate the office of secretary and treasurer. All legislative sessions of the board of directors, whether regular or special, shall be open to the public. A majority of the board of directors shall constitute a quorum for the transaction of business."

Amendment No. 5

On page 5, strike out lines 8 to 15, inclusive, and insert

"Sec. 11. The board of directors shall at its first meeting, or as soon thereafter as practicable, appoint by a vote of two-thirds an attorney, general manager and auditor, define their duties, and fix their compensation, and each shall serve at the pleasure of the board, and may employ such additional assistants and employees as they may deem necessary to efficiently administer and operate the agency."

Amendment No. 6

On page 7, between lines 29 and 30, insert

"(10) Anything in this act to the contrary notwithstanding, the agency shall have the power to develop hydroelectric or other power only to the extent that hydroelectric power can be developed incidentally to the construction and operation of its projects, and only for use solely by the agency in the operation of its works."

Amendment No. 7

On page 7, line 38, strike out "property", and insert "land".

Amendment No. 8

On page 8, strike out lines 9 to 17, inclusive, and insert

"Sec. 17. The agency may by resolution designate a bank as depositary of any or all of its funds. If such action is not designated for all of its funds, it shall designate what funds are to be deposited with such depositary. The county treasurer shall be the depositary for all funds not so designated.

The charges of any depositary selected shall be a proper expense of the agency.

Bond principal and interest and sinking funds shall be paid without delay. All other claims and demands shall be approved in writing or in open meeting by a majority of the members of the board.

Warrants shall be drawn by the treasurer and signed by the president and secretary, or one of them and one member of the board.

The treasurer shall install and maintain a system of accounting and auditing that shall completely and at all times show the financial condition of the agency.

The treasurer shall make annual or earlier written reports to the board, as it shall determine, as to the receipts and disbursements and balances in the several accounts under his control. The report shall be signed by him and filed with the secretary.

Any bank may act as a depositary, paying agent, or fiscal agent for the holding or handling of agency funds, notwithstanding the fact that a director of the board of directors of the agency whose funds are on deposit in said bank is an officer, employee, or stockholder of such bank, or of a holding company that owns any of the stock of such bank.

Sec. 17.5. The agency may borrow money and incur indebtedness as provided in this section by action of the board and without the necessity of calling and holding an election in the agency.

Indebtedness may be incurred pursuant to this section for any purpose for which the agency is authorized to expend funds, including provisions for payment of current expenses of the agency and for the funding or refunding of any outstanding warrants issued for the payment of current expenses.

Indebtedness incurred under this section shall be evidenced by notes of the agency payable at not to exceed five years from their date and bearing interest at not exceeding 6 percent per annum, payable annually or semiannually.

Such notes shall be issued in the name of the agency after the adoption by a two-thirds vote of all of the members of the board on a resolution setting forth the form of the note, the maturity date or dates thereof, and the manner of execution thereof.

The board may, in its resolution authorizing the issuance of notes, provide that the note shall be subject to call and redemption prior to maturity, at the option of the agency, at such price or prices as may be fixed in the resolution, not exceeding par and accrued interest plus a premium of 5 percent of the par value of the note so subject to redemption. The resolution shall fix the method of giving notice of redemption to the holders of notes to be redeemed and the price or prices at which the note shall be subject to redemption. Notes so subject to call and redemption prior to maturity shall contain a recital to that effect on their face, and no note shall be subject to call or redemption prior to its fixed maturity date unless it contains such recital.

Notes issued under this section shall be offered for public sale upon notice inviting sealed bids therefor. Such notice shall be given by publication pursuant to Section 6811 in a newspaper of general circulation printed and published in the agency or if such a newspaper is not printed and published in the agency, by posting in three public places in the agency, and the sale shall not be held before 10 days after such publication or posting. The board may reject all bids received on public sale and either readvertise or sell the notes at private sale.

but no sale at private sale shall be made for less than the par value of the note and accrued interest thereon.

Notes issued under this section shall constitute general obligations of the agency payable only out of taxes levied under Section 16 of this act.

Notes shall not be issued under this section by the agency in any one fiscal year in excess of an amount equal to two and one-half cents ($0.02½) for each acre in the agency."

Amendment No. 9

On page 8, line 27, strike out "county", and insert "agency".

Amendment No. 10

On page 13, between lines 39 and 40, insert

"SEC. 29.5. Any territory specified in Section 29 of this act may be annexed without an election in the following manner:

A petition signed by the owners of real property in the territory proposed to be annexed, which real property represents at least 75 percent of the total assessed valuation of the territory as shown by the last equalized county assessment roll shall be presented to the board.

The petition shall designate specifically the boundaries of the territory and its assessed valuation as shown by the last equalized county assessment roll and shall show the amount of real property owned by each of the petitioners and its assessed valuation as shown by the last equalized county assessment roll.

The petition shall ask that the territory be annexed to the agency.

The petition shall be verified by the affidavit of one of the petitioners.

The petition shall be published at least two weeks preceding the hearing, in a newspaper of general circulation published in the agency, if there is one, and if not, in a newspaper of general circulation published in the county, except that if all of the owners of property in a proposed annexation have petitioned therefor, the publication shall contain a notice of the hearing of the petition only.

With the petition there shall be published a notice stating the number of signers of the petition, the time when the petition will be presented to the board, and stating that all persons interested may appear and be heard. It shall not be necessary to publish the names of the signers.

At the time designated the board shall hear the petition, and any person interested, and may adjourn the hearing from time to time.

Upon the hearing of the petition the board shall determine whether or not it is for the best interests of the agency and the territory that the territory be annexed to the agency and the board may modify the boundaries of the territory proposed to be annexed as set forth in the petition. However, the board shall not modify the boundaries of the territory proposed to be annexed as set forth in the petition so as to exclude any land that would be benefited by annexation, nor shall any land that would not be benefited by annexation, be included within the boundaries of the territory proposed to be annexed.

If there is or has been presented to the board a petition containing the signatures of owners of real property in the territory proposed to be annexed, which real property represents at least 75 percent of the total assessed valuation of the territory exclusive of any potential "separating barrier," (which term is defined as a street, road, highway, railway line, railway crossing, railway right-of-way, water course, lagoon or other natural barrier), the board may, in the manner specified in this section, proceed to publish the petition and notice of hearing and hear the petition. If, at the hearing, the board finds (a) that the territory described in the petition contains any potential "separating barrier," and (b) that such potential "separating barrier" would not be benefited by annexation and should be excluded from the territory to be annexed, the board shall modify the boundaries of the territory to be annexed as set forth in the petition by excluding the "separating barrier."

If the board upon final hearing determines that it is for the best interests of the agency and of the territory proposed to be annexed that the territory be annexed, it shall make an order describing the boundaries of the territory proposed to be annexed and shall present to the county board of supervisors a petition setting forth the proceedings theretofore taken for the annexation of the territory, the finding of the board, and requesting the board of supervisors to annex the territory to the district.

The board of supervisors shall, at its next regular meeting, after the presentation of the petition, by an order alter the boundaries of the agency and annex to it the territory described in the petition of the board and the territory is then a part of the agency.

Nothing in this act shall permit the annexation of any territory to the district outside the boundaries of San Bernardino County."

Amendment No. 11

On page 15, between lines 37 and 38, insert

"SEC. 32.5. Whenever a sufficient change in the population occurs in a division after its organization which makes it desirable in the opinion of the board of directors of the agency to relocate the boundary or boundaries of any division or divisions, or whenever any territory is added to or excluded from any division, the board

of directors shall, by resolution, relocate the boundary lines of the division or divisions so as to equalize, as nearly as may be practicable, the population in the respective divisions. For this purpose, the board of directors may estimate the population by reference to the register of voters used at the last general election, and may relocate the boundary lines of the respective divisions without regard to the places of residence of the directors then in office. No such change in the division lines shall be made within the four (4) months immediately preceding the election of any director nor shall such change in division lines work a forfeiture of office of any director. Whenever such change is made in the division lines, each director then in office, and until his office becomes vacant by expiration of his term or otherwise, shall continue to be the director for the respective division bearing the number of his division as formerly located even though such director is not a resident of the relocated division. His successor shall be a resident and voter of the relocated division."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 4e to Article VI thereof, relating to the appellate jurisdiction of the district courts of appeal.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 12, of the printed measure, strike out "prescribed by rules of the Judicial Council", and insert "provided for by law".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1a of, and by adding Sections 1b, 1c, 10b, and 26a to, Article VI of said Constitution, relating to the administration of justice, including the manner of appointment, retirement, and removal of judges and the composition and duties of the Commission on Judicial Qualifications, Judicial Council, and State Bar.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed measure, as amended in Senate April 27, 1959, at line 6 of the title strike out "the man-", and strike out all of lines 7 to 9, inclusive, of the title, and insert "removal and retirement of judges, the membership and duties of the Commission on Judicial Qualifications, Judicial Council and State Bar, and the renaming of the Commission on Qualifications."

Amendment No. 2

On page 2 strike out lines 39 to 44, inclusive.

Amendment No. 3

On page 2, line 45, strike out "(8)", and insert "(7)".

Amendment No. 4

On page 3, line 24, strike out "(i) The Chief Justice of the Su-", and strike out all of lines 25 and 26, and insert "(i) Two".

Amendment No. 5

On page 3, line 27, strike out "and".

Amendment No. 6

On page 3, line 29, strike out "(iv)", and insert "(ii)".

Amendment No. 7

On page 3, line 33, strike out "(v)", and insert "(iii)".

Amendment No. 8

On page 3, line 43, strike out "(iii)", and insert "(i)".

Amendment No. 9

On page 3, line 47, strike out "(iv)", and insert "(ii)".

Amendment No. 10

On page 3, line 51, strike out "(v)", and insert "(iii)".

Amendment No. 11

On page 4, line 8, after "its members.", insert "The commission shall select one of its members to serve as chairman."

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 588—An act to amend Sections 70, 73, and 79 of, and to add Sections 69.5, 70.1, 70.5, 70.6, and 73.5 to, the Civil Code, and to amend Section 10350 of the Health and Safety Code, relating to marriage.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 485—An act to amend Section 16302.1 of, and to repeal Section 13145 of, the Government Code, relating to the disposition of overpayment of taxes, fees, and other revenues collected by state agencies.

Bill read second time.

Motion to Re-refer Senate Bill No. 485

Senator McBride moved that Senate Bill No. 485 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1010—An act to amend Section 814.1 of the Agricultural Code, relating to vegetable standards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Senate May 8, 1959, before "Head", insert "(a)".

Amendment No. 2

On page 2, line 1, before "Head", insert "(b)".

Amendment No. 3

On page 2, line 9, after "container.", insert "This subdivision applies to growers producing, packing and delivering their own lettuce to retailers."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1156—An act to amend Sections 821.55, 822, 823.7, and 829.6 of the Agricultural Code, relating to fruit, nut, and vegetable standards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 17, of the printed bill, strike out "882", and insert "822".

Amendment No. 2

On page 2, line 1, after the semicolon, insert "the grade of such apples;".

Amendment No. 3

On page 2, line 5, strike out the period, and insert "except that when apples are placed in molded forms the exact count shall be marked on the container."

Amendment No. 4

On page 2, strike out lines 25 and 26, and insert "the grades are approved by the director".

Amendment No. 5

On page 2, line 30, strike out the comma, and insert "; (1)".

Amendment No. 6

On page 2, line 33, strike out the period; and in line 34 strike out "All", and insert ", and (2) all".

Amendment No. 7

On page 2, between lines 36 and 37, insert

"Consumer type packages as applied to apples shall mean containers or packages with a capacity equal to or less than one-half of the capacity of the standard half wooden apple box described in Section 823."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1009—An act to amend Section 814 of the Agricultural Code, relating to vegetable standards.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1180—An act to add Section 827.8 to the Agricultural Code, relating to apple standards.

Bill read second time.

Motion to Re-refer Senate Bill No. 1180

Senator McBride moved that Senate Bill No. 1180 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 719—An act to amend Section 5500.5 of the Labor Code, relating to workmen's compensation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 722—An act to amend Sections 4751 and 4753 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate April 30, 1959, after "disability", insert ", when considered alone and without regard to, or adjustment for, the occupation or age of the employee,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 688—An act to amend Section 5003 of the Public Utilities Code, relating to transportation fees, to take effect immediately, tax levy.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1 of the printed bill, after line 25, insert

"SEC. 4. This act shall be operative until the ninety-first day after final adjournment of the 1964 Regular Session of the Legislature and thereafter shall have no force or effect."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 904—An act to add Section 7615 to the Public Utilities Code, relating to railroad equipment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1143—An act to amend Section 533 of the Public Utilities Code, relating to safety inspection of common carriers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 720—An act to add Section 4752.5 to the Labor Code, relating to workmen's compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Labor:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 6, 1959, after line 17, insert

"SEC. 2. This act shall be operative until the ninety-first day after final adjournment of the 1961 Regular Session of the Legislature and shall thereafter have no force or effect."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 974—An act to amend Sections 27463 and 27464 of the Government Code, relating to coroners.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 975—An act to amend Sections 27470 and 27471 of the Government Code, relating to coroners.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1063—An act to amend Section 1256 of, to add Part 1.5 (commencing at Section 10004) to Division 6 of, and to add Section 13056 to, the Water Code, relating to the California Water Plan.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 5, of the printed bill, after "plan", insert "looking toward the control, protection, development, utilization, and conservation of the water resources of the State".

Amendment No. 2

On page 1, strike out lines 7 to 9, inclusive, and insert "ment of Water Resources or any predecessor thereof and any modification thereto as may be adopted by the department or as may be adopted by the Legislature by concurrent resolution or by law."

Amendment No. 3

On page 2, strike out lines 5 to 8, inclusive, and insert "Water Plan." The Department of Water Resources shall, from time to time, adopt such amendments, supplements and additions to the plan as it finds necessary and desirable, which amendments, supplements and additions shall become effective when reported to the Legislature at any session thereof. The Legislature may also adopt, from time to time, any amendments, supplements and additions to the plan that it finds necessary or desirable, which amendments, supplements or additions may be adopted by concurrent resolution or by law."

Amendment No. 4

On page 2, line 19, after "projects", insert "or routes for transfer of water".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Assembly Bill No. 140—An act to add Section 233 to the Water Code, relating to water projects.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Assembly March 18, 1959, after "justifiable", insert "in terms of statewide interest,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1691—An act to amend Sections 1, 2, 3.2, 3.4, 4.1, 4.11, 5, 5.1, 7.1, 10, 13, 14, 14.1, 15, 16, and 17 of, to amend and renumber Sections 5.3, 14.3, 30, 32, 33, 34, 35, 36, 37, and 38 of, to add Sections 4.12 and 4.13 to, and to repeal Sections 5.4, 5.5, 5.6, 5.7, 13.1, 14.2, 15.1, 15.2, 15.3, 15.4, 18, 19, 19.1, 19.2, 19.3, 19.4, 19.5, 19.6, 19.7, 19.8, 19.9, 19.10, 19.11, 19.13, 19.14, 19.15, 19.16, 19.17, 19.18, 19.19, 19.20, 19.21, 20, 20.1, 20.2, 20.3, 20.4, 20.5, 20.6, 20.7, 20.8, 21, 21.1, 22, 23, 24,

25, 26, 27, 28 and 29 of the Placer County Water Agency Act (Chapter 1234, Statutes of 1957), relating to the Placer County Water Agency, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 11, line 35, of the printed bill, as amended in Assembly April 22, 1959, strike out "; provided, however, that Sec-", and strike out lines 36 and 37, and insert a period.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1376—An act to amend Sections 160.91, 160.92, 160.93, 160.94, and 160.95 of the Agricultural Code, relating to pest control.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 12, of the printed bill, strike out "cause of action", and insert "accident or occurrence."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1932—An act to amend Section 4354 of the Agricultural Code, relating to fluid milk and fluid cream.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, lines 7 and 8, of the printed bill, as amended in Assembly April 20, 1959, strike out "conditions which have been determined", and insert "factors to the extent such changes have been ascertained".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2131—An act to repeal Section 814.4 of, to add Section 814.4 to, and to amend Section 828.7 of, the Agricultural Code, relating to vegetable standards.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1933—An act to amend Section 4361 of the Agricultural Code, relating to fluid milk and fluid cream.

Bill read second time, and ordered to third reading.

Assembly Bill No. 142—An act to amend Section 800 of the Labor Code, relating to lumber industries.

Bill read second time, and ordered to third reading.

Assembly Bill No. 317—An act to add Section 1773.1 to the Labor Code, relating to per diem wages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Assembly April 6, 1959, strike out "hourly".

Amendment No. 2

On page 1, line 4, strike out "contributions", and insert "payments".

Amendment No. 3

On page 1, line 14, after "involved.", insert "Such agreements shall be filed within 10 days after their execution and thereafter may be taken into consideration pursuant to Section 1773."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1259—An act to add Section 3864 to the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2060—An act to amend Section 54309 of the Government Code, relating to the issuance of revenue bonds by local agencies.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 953—An act to amend Section 28004 of the Corporations Code, relating to retirement systems.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Motion to Retain Place on File

Senator Farr moved that Senate Bill No. 926 be passed on file and retain its place.

Motion carried.

Senate Bill No. 778—An act to amend Section 657 of the Code of Civil Procedure, relating to granting of new trial on ground of insufficiency of evidence or excessive damages.

Motion to Retain Place on File

Senator McAteer moved that Senate Bill No. 778 be passed on file and retain its place.

Motion carried.

Senate Bill No. 391—An act to amend Section 26516.7 of the Health and Safety Code, relating to the manufacturing, importation, and sale of foods.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, Stiern, Thompson, and Williams—23.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 960—An act to amend Section 2302 of the Welfare and Institutions Code, relating to boarding homes and institutions for the aged.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, and Williams—27.
NOES—Senators Dilworth, Murdy, Richards, Shaw, and Stiern—5.

Bill ordered transmitted to the Assembly.

Senate Bill No. 962—An act to add Section 1390.5 to the Water Code, relating to the appropriation of water.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, and Williams—27.
NOES—Senators Dilworth, Murdy, Richards, and Shaw—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 354—An act to repeal Section 2 of Chapter 1820 of the Statutes of 1955 and to repeal and add Article 7 (commencing with Section 12580) to Chapter 6 of Part 2 of Division 3 of Title 2 of the Government Code, relating to state supervision and enforcement of certain charitable trusts and similar relationships, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, and Williams—27.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 876—An act to add Section 1060.5 to the Government Code, relating to the office of the State Fair Employment Practice Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, and Stiern—29.
NOES—Senators Dilworth, Murdy, and Williams—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1086—An act to add Section 31110.1 to the Government Code, relating to payment of compensation and expenses to members of a county civil service commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 168—An act to amend Sections 605, 607 and 608 of the Probate Code, relating to the appointment of appraisers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 614—An act to amend Sections 1050 and 1382 of, and to repeal Section 681a of, the Penal Code, relating to the time within which a criminal prosecution must be brought to trial.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 952—An act to amend Section 12201 of the Penal Code, relating to machine guns.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl,

Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—Senator McBride—1.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Senate Bill No. 1101—An act to add Chapter 6 (commencing at Section 50970) to Part 5 of Division 15 of, and to repeal Section 50902 and Article 11 (commencing at Section 51485) of Chapter 2 of Part 7 of Division 15 of, the Water Code, relating to reclamation districts.

Bill read third time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 15 and 16, of the printed bill, strike out "and generation and distribution of electric energy".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1102—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to co-operation and contracts between private entities and the United States with respect to water development.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, Stiern, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1160—An act to add Article 8.5 (commencing with Section 58250) to Chapter 1 of Division 1 of Title 6 of the Government Code, relating to withdrawal of territory annexed to a city.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 614—An act to amend Section 11005 of, and to add Section 11005.6 to, the Revenue and Taxation Code, relating to allocations to counties from the Motor Vehicle License Fee Fund.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1487—An act to add Sections 9561 and 9562 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session and to add Sections 10857 and 10858 to the Revenue and Taxation Code, relating to vehicle registration and license penalty fees.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1488—An act to amend Section 18001 of, and to add Section 18001.1 to, the Health and Safety Code, relating to vehicles.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 382—An act to amend Sections 5721 and 5722 of the Elections Code, relating to assisted voters.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 292—An act to amend Section 9483 of the Elections Code, relating to county election services to cities and districts.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 630—An act to convey certain tide and submerged lands to the City of San Leandro, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Bill No. 1286—An act conveying certain tidelands and lands lying under inland navigable waters situate in the Bay of San Diego to the City of Chula Vista in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, the construction and maintenance of improvements thereon, and the disposition and expenditure of revenue therefrom, and reserving rights to the State and repealing Chapter 120 of the Statutes of 1925, Chapter 1847 of the Statutes of 1947 and Chapter 593 of the Statutes of 1953.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1631—An act to amend Sections 24360.3 and 24367.11 of the Health and Safety Code, relating to the Bay Area Air Pollution Control District.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Regan, Richards, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 833—An act to amend Section 2804 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1457—An act to amend Section 13317 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to tenure of certificated employees of school districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, McBride, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 433—An act to repeal Section 327 of the Unemployment Insurance Code, relating to unemployment insurance.

Motion to Refer Bill to Inactive File

Senator Holmdahl moved that Assembly Bill No. 433 be placed on the inactive file.

Motion carried.

Assembly Bill No. 1528—An act to amend Section 10270.55 of the Insurance Code, relating to standard provisions in disability policies.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments to the title:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "standard provisions in", and insert "group".

Amendment No. 2

In line 2 of the title, after "disability", insert "insurance".

Amendments read, and adopted.

Bill ordered to print, and transmitted to the Assembly.

Assembly Bill No. 961—An act to amend Section 4002 of the Welfare and Institutions Code, relating to aid to needy disabled.

Bill read third time, and presented by Senator McAteer.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 974—An act to amend Section 20493 of, and to add Section 20496 to, the Government Code, relating to the State Employees' Retirement System.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1901—An act to add Section 2180.7 to the Welfare and Institutions Code, relating to applicants for Old Age Security.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 5.09 p.m., Senator Fisher asked for, and was granted, unanimous consent to have the record show that he was excused for the balance of this legislative day.

Assembly Bill No. 1902—An act to add Section 3082.2 to the Welfare and Institutions Code, relating to applicants for aid to needy blind.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2014—An act to amend Section 2142.5 of the Welfare and Institutions Code, relating to medical needs of old age assistance recipients.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2015—An act to amend Section 2018 of the Welfare and Institutions Code, relating to recipients of old age assistance.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister,

Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 839 An act to amend Sections 18901, 18902, 18903, 18904, 18905, 18906, 18907, 18908, and to add Sections 18906.3 and 18906.4 to the Health and Safety Code, relating to the State Building Standards Commission, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Cobey.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 841—An act to amend Section 106 of the Education Code, and Section 108 of the Education Code as proposed by Senate Bill No. 2, relating to meetings of the State Board of Education.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 618—An act to add Chapter 4 (commencing at Section 1960) to Part 7, Division 2 of, the Labor Code, relating to firefighters.

Bill read third time, and presented by Senator Richards.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Richards moved a call of the Senate.

Motion carried. Time, 5.32 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 195 An act to amend Sections 293, 293.5, 295, and 296 of, and to repeal Section 296.5 of, the Elections Code, relating to the cancellation of voter registrations.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 34, of the printed bill, as amended in Senate May 8, 1959, after "fact", insert "either in person,".

Amendment No. 2

On page 2, line 34, after "writing", insert ", or".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 171 An act to add Section 12648.2 to, and to amend Section 12657 of the Water Code, relating to flood protection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 472—An act to add Sections 46206, 46207, 46208, 46209, and 46210 to, to amend Sections 46225 and 46280 of, and to repeal Sections 46228 and 46229 of, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 566—An act to amend Section 6150 of, and to add Sections 6150.5 and 6159 to, the Elections Code, relating to the State Commission on Voting Machines and Vote Tabulation Devices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 735—An act to add Section 30610 to the Streets and Highways Code, relating to the San Francisco-Oakland Bay Bridge.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 990—An act to amend Sections 35501 and 35507 of the Government Code, relating to exclusion of territory from a municipality.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 366—An act to add Section 378 to the Education Code and to add Section 817 to the Education Code as proposed by Senate Bill No. 2, relating to county superintendents of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1011—An act to add Part 2.5 (commencing at Section 34601) to Division 24 of the Health and Safety Code, relating to community redevelopment and housing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1016—An act to amend Sections 73433 and 73433.5 of the Government Code, relating to the municipal court in a district embracing the City of Bakersfield.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 501—An act to amend Section 3300 of the Health and Safety Code, relating to the state tuberculosis subsidy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 148—An act to add Section 1010 to the Education Code as enacted at the 1959 Regular Session of the Legislature, relating to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 725—An act to amend Section 8742 of, and to add Section 8745.5 to, the Business and Professions Code, relating to land surveying.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister,

Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 805—An act to amend Section 147 of the Streets and Highways Code, relating to mass transportation facilities on state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 813—An act to amend Sections 5600 to 5604 of the Business and Professions Code, relating to fees payable by architects, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1011—An act to amend Section 93 of the Streets and Highways Code, relating to maintenance and restoration of public highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1045—An act to add Section 234 to the Water Code, relating to archaeological investigations.

Objection Raised

Senator Shaw objected to Assembly Bill No. 1045 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 1045 to second reading file.

Assembly Bill No. 1290—An act to amend Section 109.5 of the Streets and Highways Code, relating to agreements with the United States in connection with state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 428—An act to amend Sections 31809 and 31813 of the Government Code, relating to the County Employees' Retirement Law of 1937, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 108—An act to add Section 14108.5 to the Health and Safety Code, relating to local fire districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 906—An act to amend Sections 8321, 8322, 8323, and 8331 of the Streeets and Highways Code, relating to city street vacation proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy,

O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 921—An act to repeal Section 26204 of the Government Code, relating to war histories of counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1091—An act to amend Section 2422 of the Education Code, Section 1723 of the Education Code, as proposed by Senate Bill No. 2, Section 7920 of the Elections Code, Section 1180 of the Military and Veterans Code, and Section 22229 of the Public Utilities Code, relating to the classification of cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1278—An act to amend Section 30 of the Alameda County Flood Control and Water Conservation District Act (Ch. 1275, Stats. 1949), relating to the acquisition, use and disposition of property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1383—An act to repeal Sections 71606, 71607, 71608, and 71222 of, and to add Section 68542.5 to, the Government Code, relating to assignment of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1498—An act to amend Section 15811 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to payments for sewers and drains by school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1649—An act to amend Section 5662 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the disposition of tax receipts for support of high school and unified school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1677—An act to amend Section 61600 of the Government Code, relating to powers and duties of community service districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 901—An act to amend and renumber Section 213 (as added by Chapter 2409, Statutes of 1957) of the Health and Safety Code, relating to section numbers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1250—An act to amend Section 11166.12 of the Health and Safety Code, relating to narcotic prescriptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1694 An act to amend Section 11200 of the Health and Safety Code, relating to exempt narcotics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1001 An act to amend Section 132 and to repeal Section 132.5 of the Elections Code, relating to absent registration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5:45 p.m., on motion of Senator Richards, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 618 refused passage by the following vote:

AYES—Senators Arnold, Berry, Brown, Cobey, Erhart, Farr, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Thompson—18.
NOES—Senators Byrne, Collier, Coombs, Dilworth, Dolwig, Donnelly, Grunsky, Johnson, Murdy, Stiern, and Williams—11.

Motion to Reconsider

Senator Richards moved to reconsider the vote whereby Assembly Bill No. 618 was refused passage.

Postponement of Reconsideration

On motion of Senator Richards, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 618 was refused passage, was continued until the next legislative day.

RESOLUTIONS

The following resolution was offered:

By Senator McBride:

Senate Resolution No. 119

Relative to the Recreation and Continuance of the Senate Committee on State and Local Taxation to make inquiry into every phase of state and local revenue and expenditures and defining its powers and duties

WHEREAS, In postwar years the population of this State has drastically increased due in large part to increased industrialization of the State; and

WHEREAS, Rising price and wage levels in postwar years have caused great increases in governmental expenditures; and

WHEREAS, The State has increasingly undertaken to provide greater services for its citizenry which results in greatly increased expenditures; and

WHEREAS, A major portion of the State's revenues and expenditures are removed from the direct control of the Legislature by the confining practice of earmarking revenues for special funds; and

WHEREAS, Additional state agencies and programs have from time to time been inaugurated without sufficient study of overall functions of state and local governmental expenditure policies; and

WHEREAS, It appears that there may be large sums in the way of federal subsidies granted both to the State and local governments which will directly affect the revenue structure and expenditure programs and will require careful examination to co-ordinate the disposition of these subsidies equitably into the entire revenue and expenditure programs of both state and local governments; and

WHEREAS, The administration of taxation and governmental expenditure practices by the State and by the local governments have not been modernized; in fact, have not been materially changed to bring them into line with present or prospective needs; and

WHEREAS, For many years the burdens of government have been increasing both for the State and local governments, including many fixed charges not controllable by administrative bodies but brought about in answer to the demand of the people expressed in continuing legislation or in constitutional requirements

It is imperative that an appraisal be made so that revenues may be made adequate to meet the demands of government, both local and state, and expenditures by both local and state governments being made reasonable and consistent with the necessary services of government; and

WHEREAS, Neither the State nor local governments have available to their legislative bodies information concerning all the varied phases of this problem adequate to legislative consideration and action in the endeavor to find and effect a solution; and

WHEREAS, In the premises there is an urgent need for a complete and thorough examination of the tax structure and basic expenditure programs and policies of the State of California and its political subdivisions and the preparation of a tax program for the future which will provide for all necessary expenditures and expenditure programs

In view of the impending urgent needs of state and local governments in California and the substantial and ever increasing total tax burden upon all taxpayers, it is imperative that a comprehensive study be made of the State's tax structure and basic expenditure policies and that specific recommendations be made to the Governor and the Senate concerning ways of raising additional revenues and, further, concerning ways of cutting expenditures without curtailing essential governmental services, while assuring that California's total tax structure is the fairest and most equitable for all taxpayers consistent with the needs of an expanding economy and while further assuring that the basic expenditure programs and policies of California and its political subdivisions are such as to secure to the citizens of this State the greatest possible result for each dollar spent; now, therefore, be it

Resolved by the Senate of the State of California, As follows:

(1) The Senate Committee on State and Local Taxation is hereby recreated and authorized and directed to ascertain, study, review, and analyze all facts relating to all phases of taxation, revenue expenditures, and expenditure programs and policies as they pertain to California state and local government as a basis for accomplishing the program contemplated by this resolution and the recitals hereto, including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in any way bearing upon, or relating to, the subject of this resolution and the recitals hereto, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation

In addition, the committee shall study and re-examine the basic expenditure programs and policies of any and all units of state and local government which it, in its discretion, deems proper and recommend to the Governor and the Senate tax

proposals based upon said studies which will produce revenues to the State's General Fund in such amounts as would be needed to supplement existing revenues in meeting foreseeable annual expenditures. This recommendation shall be reported to the Governor and the Senate not later than the last legislative day of the 1961 Regular Session of the Legislature.

(2) The committee shall consist of five members of the Senate appointed by the Committee on Rules. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

(3) The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the final adjournment of the 1961 Regular Session, with authority to file its final report not later than the last legislative day of that session.

(4) The committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

(5) The committee has the following additional powers and duties:

(a) To select a chairman and vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies, and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To co-operate with, and secure the co-operation of, county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(d) To report its findings and recommendations to the Senate and to the people from time to time at any time not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To employ a staff director and a staff counsel in addition to other technical and clerical employees as authorized by the rules.

(g) To travel or appoint a subcommittee or committee employee to travel within or outside of this State and the United States in pursuing the investigation committed to it.

(6) The sum of one hundred thousand dollars ($100,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses, or claims it may incur under this resolution, to be paid from said contingent fund and disbursed after certification by the chairman of the committee upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

ADJOURNMENT

At 5:50 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, May 13, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-FIFTH LEGISLATIVE DAY

NINETY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, May 13, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

"God, give us men! A time like this demands
Strong minds, great hearts, true faith and ready hands;
Men whom the lust of office does not kill;
Men whom the spoils of office cannot buy;
Men who have opinions and a will;
Men who have honor—men who will not lie;
Men who can stand before a demagogue
And damn his treacherous flatteries without winking;
Tall men, sun crowned, who live above the fog
In public duty and in private thinking;
For while the rabble, with their thumb-worn creeds,
Their large professions and their little deeds,
Mingle in strife, lo! freedom weeps,
Wrong rules the land, and waiting Justice sleeps."

—Josiah Gilbert Holland

Good Lord, help us all to try our very best to be such men.—AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Berry, on motion of Senator McCarthy, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. A. Campbell, Mrs. G. Openshaw, Mrs. T. Tukey, and the following students of Oroville Union High School: Roy Jones, Ken Portious, Harold Dugger, Nancy Dresser, Barry Rockwell, Dean Newby, Ted Briggs, Bart Jones, Elinore Madson, Judy Hunt, Rose Mary Tull, Sandra Farnaw, Judy Sinkey, Karen Pirtle, Garold Gladsen, Chris Lane, Gail Merrell, Wiley Overley, Gail Openshaw, Carolyn Whittier, Charlene Tukey, Alnecla Rodrich, Elinor Smith, Virginia Cruz, Robert Bandy, Pam Koetz, Sue Dustin, Jackie Hampton, Maureen White, Norman Anderson, Betty Schilling, Pauline Humphreys, and Naomi Lynn.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Tiffee, Mr. Hume, and the following students of Dos Palos High School: Ernestine Alarcon, Mary Allen, Frances Austin, Barbara Arbizu, Jimmie Ballinger, Larry Bonds, Robert Bell, Paul Brashears, Anthony Barron, Mary Blanco, Janet Borth, Jean Brandon, Nellie Bianchi, Roger Buse, Wendell Bell, Donald Cantrell, Frank Capps, William Clark, Nancy Crevolin, James Craddoch, Norman Clark, David Cuema, Ralph Condon, Lonnie Copeland, Gary Crivelli, Sylvester Carraway, Betty Cady, Matthew Coelho, Carlos Castillo, Patsy Carr, Catherine Della Santa, James Downum, Adeline Downum, Roberta Dever, Jane Dawkins, William Des Jardins, Joanne Esola, Richard Espino, Steven Easter, Manuel Flores, Jr., Joyce Fountain, Nancy Fowler, Beverly Ford, Shirley Gilreath, Larry Glover, Patsy Glandon, Linda Gonzales, Loretta Gonzales, Kathleen Guio, Prudencia Gonzales, James Hoover, Mike Hebert, Dannie Hudson, Richard Hoover, Wanda Hutton, David Hess, Leon Harrel, Cheryl Hartman, Dale Hendrixson, Rogers Ingram, Joanna Jacobsen, Albert Johnson, Robert Jimenez, June Kreighbaum, Anna Kelley, Judith Keverline, Douglas Knight, Mary Lee Katen, Feliz Llanez, Peggy Locke, Phillip Lopes, Teddie Locke, David Lopez, Johnny Mariani, Sharon Mumby, Robert Mitchell, Donald Manes, David Marshall, Bossie McGee, Keith McClure, Mary Lou Mendibles, Alvin McWatters, Mattie Ruth McKinzie, Gerald Melvin, Linda Miller, Calvin Marshall, Shirley Mitchell, Darlene McBee, Alfred McDaniel, Carol Norwood, James Neel, Geraldine Nonini, Dennis Newell, Millie Neal, James O'Banion, Anita Odom, Eddie Ochoa, Mary Ochoa, Diane Olson, Lee Arthur Pigg, Richard Pendleton, Lloyd Palmer, William Pryor, Raul Rios, Johnny Resendez, Danny Reynolds, Evelyn Richa, Phyllis Robertson, Mike Ricks, Barbara Staton, Carol Stephens, Louise Sullins, Virginia Sorenson, Sharon Swann, Janna Scott, Gloria Stewart, Linda Salazar, Andrew Schwartz, Leota Sullins, John Swindle, Dale Schulz, Shirley Sorenson, Jane Thomas, Bonnie Thompson, Karen Tvedskov, Ronnie Truhett, Darlene Tatum, Daniel Trice, Steve Uyemoto, Goldie Valentine, Mary Victorino, Barbara Vierra, Margaret Villasana, Charles Wann, Wanda Willis, Mary Weaver, Joe Wardlaw, Loreen Wright, Nancy Warren, Bill Zuspan, and Bob Zuspan.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Woodbine School: Susan Badial, Mickey Centeno, Carole

Gillmere, Phyllis Lawson, Cecilia Morales, Corene Malia, Ella Morgan, Brenda Scharbrough, Jeannette Stroth, Phyllis Gillmere, Betty Olson, Patricia Acock, Suzanne Jacoby, Gerald Feusi, Troy Green, Roy Green, David Harty, Manuel Martinez, Douglas Moffett, Alex Paneda, Rudy Ramos, Billy Werfel, and Serapio Andrade.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Josephine Lorenson and Mr. Gerald Hunt, teachers; Mrs. Walter Barry, Mrs. Tony Borba, and the following students of Newman Elementary School: Richard Anderson, Danny Arcias, Robert Collins, Jerry Mathews Davis, Billy Densmore, Larry Doss, Edward Mann, Jerry Mendonca, Larry Moore, Dale Schutz, William Silva, Lloyd Wear, Augustine Escobar, Virginia Barry, Patsy Cole, Cathy Combs, LaVerne Fantazia, Darlene Hughes, Carol Machado, Amelia Rameriz, Janice Sherman, Sandy Tucker, Martha Wagner, Thomasine Wilson, Joyce Kay Phillips, Ellen Freeman, Shirley Mathews, Robert Bettencourt, Joe Borba, James Burkle, Frank Dupont, Dennis Escobar, John Gallagher, Jerold Goetsch, David Grindstaff, Dennis Husman, Roger Latler, Eulogio Martinez, John Massey, Stephen Silveira, Richard Stalter, Eleanor Acosta, Marlene Bettencourt, Arlene Borba, Leona Bowen, Virginia Fialho, Mary Gonzales, Kathleen Hansen, Sharon Kirkendall, Constance Law, Lois Mendoza, JoAnn Norton, Angela Relvas, and Carolyn Smith.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles Jameson of Corona.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. B. W. Parker and Mr. and Mrs. Glenn Mues of Berkeley; and Mr. Arthur Hellender, Mr. John Hellender, Mr. Don Richardson, and Mr. William Lovejoy, of Oakland.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Helen Sackerson of Santa Ana; Mrs. Steffanie Williams of Burbank; and Mr. David McMillan of Santa Ana.

On request of Senators Dolwig and Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Donald J. Kennedy of Menlo Park, and the following exchange students of Menlo Atherton High School: Marjatta Lievonen of Finland; Lise Nohr of Denmark; Tashiaki Washikita of Japan; Axel Steuch of Copenhagen, Denmark; and Sue Platt of Menlo Park.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Stanislaus County Farm Bureau Women: Anita Martin, Leona Hansen, Frona Johnson, Evalena Baptista, Phyllis West, Virginia Peterson, Celeste Coffee, Meredith Snedigar, Alma Lynn, Jessie Houghton, and Emil E. Dieh.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Gene C. Post of Gasquet and Eris Gatlin of Crescent City.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Charles H. Forward of San Diego.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Andrew Saucier of Kerman.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Milton I. Griese, vice principal, Miss Edith Raferty, and the following students of Emery High School: Joyce Alcantar, Judy Alcantar, Brenda Ayo, Ray Bayles, Denis Cebollero, John Chaveez, Robert Coleman, Ken Combs, Mitch Crawford, Tom Curran, Ethel Mae Davis, Don Deiro, Mickey Henderson, Gelene Hudson, Gertrude Montoya, Mary Morgan, Vera Morgan, Addie Pierce, Ernest Reece, Joe Scodeller, Etta Jo Smith, Johnny Smith, Denis Stefani, Rodney Weltz, Willie Woods, Carolyn Jordan, and Barbara Pimentel.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1287

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 10
Senate Bill No. 215
Senate Bill No. 216
Senate Bill No. 249
Senate Bill No. 250
Senate Bill No. 270
Senate Bill No. 321
Senate Bill No. 335
Senate Bill No. 336
Senate Bill No. 433
Senate Bill No. 436
Senate Bill No. 463
Senate Bill No. 467
Senate Bill No. 648
Senate Bill No. 680
Senate Bill No. 684
Senate Bill No. 695
Senate Bill No. 748
Senate Bill No. 766
Senate Bill No. 817
Senate Bill No. 820
Senate Bill No. 887
Senate Bill No. 902
Senate Bill No. 946

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 47

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, May 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 133
Senate Bill No. 271
Senate Bill No. 412
Senate Bill No. 604
Senate Bill No. 772
Senate Bill No. 835
Senate Bill No. 956

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 169
Assembly Bill No. 342
Assembly Bill No. 344
Assembly Bill No. 520
Assembly Bill No. 685
Assembly Bill No. 689
Assembly Bill No. 797
Assembly Bill No. 1138
Assembly Bill No. 1165
Assembly Bill No. 1220
Assembly Bill No. 1442
Assembly Bill No. 1570
Assembly Bill No. 1681
Assembly Bill No. 1798
Assembly Bill No. 1843
Assembly Bill No. 2023
Assembly Bill No. 2114
Assembly Bill No. 2115
Assembly Bill No. 2116
Assembly Bill No. 2123
Assembly Bill No. 2125
Assembly Bill No. 2132
Assembly Bill No. 2134
Assembly Bill No. 2145
Assembly Bill No. 2164
Assembly Bill No. 2167
Assembly Bill No. 2168
Assembly Bill No. 2169
Assembly Bill No. 2174
Assembly Bill No. 2208
Assembly Bill No. 2244
Assembly Bill No. 2254
Assembly Bill No. 2278
Assembly Bill No. 2285
Assembly Bill No. 2286
Assembly Bill No. 2293
Assembly Bill No. 2300
Assembly Bill No. 2313
Assembly Bill No. 2314
Assembly Bill No. 2322
Assembly Bill No. 2327
Assembly Bill No. 2338

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 169—An act to amend Sections 6851, 6852, and 6853 of, and to add Section 6854 and 6855 to, the Education Code as enacted at the 1959 Regular Session, relating to school districts.

Referred to Committee on Education.

Assembly Bill No. 342—An act to add Section 851.5 to the Penal Code, relating to telephone calls by arrested persons.

Referred to Committee on Judiciary.

Assembly Bill No. 344—An act to add Section 851.5 to the Penal Code, relating to telephone calls by arrested persons.

Referred to Committee on Judiciary.

Assembly Bill No. 520—An act to amend Section 1552.2 of the Welfare and Institutions Code, relating to the payment of aid to needy children in mismanagement cases.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 685—An act to add Sections 70047.5 and 74705 to the Government Code, relating to court reporters.

Referred to Committee on Judiciary.

Assembly Bill No. 689—An act to amend Section 704 of the Insurance Code, relating to suspension of certificate of convenience of an insurer.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 797—An act to maintain the Water Code by amending Sections 163, 251, 401, 2603, 11581, 12640, 12868, 12874, 26328, the heading of Article 9.5 (commencing with Section 11260) of

Chapter 2, Part 3, Division 6, and the heading of Article 4 (commencing with Section 55610) of Chapter 2, Part 4, Division 16 thereof, and by amending and renumbering the heading of Article 9.6 (commencing with Section 11270) of Chapter 2, Part 3, Division 6 thereof, and by repealing Section 154.5 thereof, relating to the control, utilization, and distribution of water.

Referred to Committee on Water Resources.

Assembly Bill No. 1138—An act to amend Section 537.5 of the Code of Civil Procedure, relating to attachments.

Referred to Committee on Judiciary.

Assembly Bill No. 1165—An act to amend Section 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 First Extraordinary Session), relating to the Vallejo Sanitation and Flood Control District.

Referred to Committee on Local Government.

Assembly Bill No. 1220—An act to add Section 7054.5 to, and to amend Section 7052 of, the Public Resources Code, relating to oil, gas, and mineral leases by public agencies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1442—An act to amend Section 909 of the Streets and Highways Code, relating to county highway construction equipment contracts.

Referred to Committee on Transportation.

Assembly Bill No. 1570—An act to amend Section 25528 of the Government Code, relating to the sale or lease of county real property.

Referred to Committee on Local Government.

Assembly Bill No. 1681—An act to add Section 22658 to, and to amend Section 22851 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the removal of vehicles from private property.

Referred to Committee on Transportation.

Assembly Bill No. 1798—An act to add Section 72005 to the Government Code, relating to judges of municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1843—An act to add Section 18372 to the Health and Safety Code, relating to trailer coaches.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2023—An act to add Article 11 (commencing at Section 11640) to Chapter 2 of Part 2 of Division 4 of the Business and Professions Code, relating to subdivision maps.

Referred to Committee on Business and Professions.

Assembly Bill No. 2114—An act to amend Sections 73582, 73583, 73584, 73585, and 73586 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 2115—An act to amend Sections 74082, 74083, 74084, 74085, 74086, and 74087 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 2116—An act to amend Sections 74612, 74613, and 74614 of the Government Code, relating to San Pablo Municipal Court.

Referred to Committee on Local Government.

Assembly Bill No. 2123—An act to add Section 40311 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to appearance in court for traffic violations.

Referred to Committee on Transportation.

Assembly Bill No. 2125—An act to amend Section 13355 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to revocation of vehicle operating privileges of juveniles.

Referred to Committee on Transportation.

Assembly Bill No. 2132—An act to amend Sections 8571 and 8701 of, and to add Sections 8571.5 and 8701.5 to the Elections Code, relating to election contests, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Elections.

Assembly Bill No. 2134—An act to repeal Sections 69894, 69898, 69899, 69899.5, 69899.6, 69905, 70050 and 70140 of the Government Code, to repeal Section 1744 of the Code of Civil Procedure, to amend Sections 69892.1, 69901 and 70043 of the Government Code, to amend Sections 575 and 5026 of the Welfare and Institutions Code, and to add Sections 69894.1, 69894.2, 69894.3 and 69894.4 to, the Government Code, relating to officers and employees of the superior court in counties of over 2,000,000 population.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2145—An act to amend Sections 35450, 35451, 35452, 35453, 35456 and 35457 of the Government Code, relating to the annexation of territory to cities.

Referred to Committee on Local Government.

Assembly Bill No. 2164—An act to amend Sections 13308, 13309, 15111 and 15112 of the Revenue and Taxation Code, relating to adopted children.

Referred to Committee on Judiciary.

Assembly Bill No. 2167—An act to amend Section 26504 of the Government Code, relating to funds received by district attorneys.

Referred to Committee on Local Government.

Assembly Bill No. 2168—An act to add Section 373.1 to the Code of Civil Procedure, relating to guardians ad litem.

Referred to Committee on Judiciary.

Assembly Bill No. 2169—An act to amend Section 1120 of, and add Section 1120.1 to, the Probate Code, relating to testamentary trusts.

Referred to Committee on Judiciary.

Assembly Bill No. 2174—An act to amend Sections 89 and 112 of the Code of Civil Procedure, relating to municipal and justice courts.

Referred to Committee on Judiciary.

Assembly Bill No. 2208—An act to amend Section 15957 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district contracts.

Referred to Committee on Local Government.

Assembly Bill No. 2244—An act to amend Section 19a and add Section 19b to the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), relating to drainage districts.

Referred to Committee on Local Government.

Assembly Bill No. 2254—An act to add Section 71602.5 to the Government Code, relating to consolidation of offices in counties of the twentieth class.

Referred to Committee on Local Government.

Assembly Bill No. 2278—An act to add Section 2½ to the Los Angeles County Flood Control Act (Chapter 755 of the Statutes of 1915), relating to records.

Referred to Committee on Local Government.

Assembly Bill No. 2285—An act to amend Section 811.1 of the Agricultural Code, relating to cantaloupes.

Referred to Committee on Agriculture.

Assembly Bill No. 2286—An act to amend Sections 811, 828.55, and 829.3 of and to repeal Section 829.31 of the Agricultural Code, relating to vegetable standards.

Referred to Committee on Agriculture.

Assembly Bill No. 2293—An act to amend Section 2210 of the Business and Professions Code, relating to the practice of medicine.

Referred to Committee on Business and Professions.

Assembly Bill No. 2300—An act to amend Section 538 of the Code of Civil Procedure, relating to attachment of property.

Referred to Committee on Judiciary.

Assembly Bill No. 2313—An act to amend Section 1902 of the Public Utilities Code, relating to the Public Utilities Commission.

Referred to Committee on Public Utilities.

Assembly Bill No. 2314—An act to amend Section 816.5 of the Public Utilities Code, relating to public utilities.

Referred to Committee on Public Utilities.

Assembly Bill No. 2322 An act to amend Sections 7005, 7006, 7007 and 7008 of, and to add Sections 7018, 7019 and 7020 to, the Streets and Highways Code, relating to the Street Improvement Act of 1913.

Referred to Committee on Local Government.

Assembly Bill No. 2327—An act to amend Section 13739 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to probationary period for noncertificated school district employees.

Referred to Committee on Local Government.

Assembly Bill No. 2338—An act to amend Section 70141.5 of the Government Code, relating to superior court commissioners.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 98—An act to amend Section 631 of the Code of Civil Procedure, relating to waiver of jury trial;

Senate Bill No. 167—An act to repeal Sections 2974 and 2975 of, and to add Section 2975 to, the Civil Code, relating to mortgages of personal property or crops to secure future advances;

Senate Bill No. 411—An act to amend Sections 24048.2 and 24048.4 of the Business and Professions Code, relating to alcoholic beverages;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of May, 1959, at 9.30 a.m.

BURNS, Chairman

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 8 An act to add Section 34315.5 to the Health and Safety Code, relating to housing authorities;

Senate Bill No. 11—An act to add Chapter 2.5 (commencing at Section 2200) to Part 3 of Division 2 of the Water Code, relating to Indian water rights;

Senate Bill No. 14—An act to amend Sections 1781 and 1782 of the Education Code as enacted at the 1959 Regular Session, relating to the annexation, to school districts, of territory not in an elementary or high school district;

Senate Bill No. 44—An act to amend Section 24074 of the Business and Professions Code, relating to alcoholic beverages;

Senate Bill No. 135—An act to amend Sections 4999, 5000, 5003, and 5004 of the Water Code, relating to recordation of water extractions and diversions;

Senate Bill No. 148—An act to amend Section 1269b of the Penal Code, relating to bail and deposits instead of bail;

Senate Bill No. 235—An act to amend Section 17 of the Penal Code, relating to the definition of crimes as felonies or misdemeanors;

Senate Bill No. 305—An act to amend Section 5003 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to license plates;

Senate Bill No. 357—An act to amend Section 1705.5 of the Harbors and Navigation Code, relating to the San Francisco Harbor;

Senate Bill No. 358—An act to add Section 2078 to the Harbors and Navigation Code, relating to the San Francisco Harbor;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of May, 1959, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 406—An act to amend Section 25663 of the Business and Professions Code, relating to alcoholic beverages;

Senate Bill No. 407—An act to add Section 24209 to the Business and Professions Code, relating to alcoholic beverages;

Senate Bill No. 408—An act to add Section 23087 to the Business and Professions Code, relating to alcoholic beverages;

Senate Bill No. 413—An act to amend Section 23034 of the Business and Professions Code, relating to stills;

Senate Bill No. 415—An act to amend Section 23095 of the Business and Professions Code, relating to alcoholic beverages;

Senate Bill No. 416—An act to amend Section 23081 and to add 23081.5 of the Business and Professions Code, relating to appeals from decisions of the Department of Alcoholic Beverage Control;

Senate Bill No. 419—An act to amend Section 25660 of the Business and Professions Code, relating to alcoholic beverages;

Senate Bill No. 426—An act to amend Section 16111 of the Education Code, and Section 10652 of the Education Code as proposed by Senate Bill No. 2, relating to tuition fees for veterans' children;

Senate Bill No. 573—An act to amend Section 1052 of the Fish and Game Code, relating to licenses;

Senate Bill No. 658—An act to amend Section 5006 of the Water Code, relating to the State Water Rights Board;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of May, 1959, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 667—An act to amend Section 1364 of the Financial Code, relating to investments;

Senate Bill No. 671—An act to add Sections 305.2 and 744.1 to the Vehicle Code, and to add Sections 1816 and 13367 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to traffic violations committed by minors;

Senate Bill No. 691—An act to amend Section 20103 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the county school service fund;

Senate Bill No. 692—An act to amend Sections 23057 and 23758 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state colleges and the University of California;

Senate Bill No. 771—An act to amend Section 5127 of the Agricultural Code, relating to California Beef Council fees;

Senate Bill No. 806—An act to amend Section 10203.7 of the Insurance Code, relating to group life insurance for agents;

Senate Bill No. 807—An act to amend Section 10270.5 of the Insurance Code, relating to group disability insurance;

Senate Bill No. 816—An act to repeal Chapter 6 (commencing at Section 19301) of Division 14, and Sections 19566, 19567, 19569, 19573, 19575, 19578, 19605, 19622, 19652, 19653, and 19659, and to amend Sections 19573, 19597, and 19629 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid;

Senate Bill No. 836—An act to amend Section 10203.5 of the Insurance Code, relating to group life insurance;

Senate Bill No. 851—An act to add Sections 192 and 4015 to the Vehicle Code, as enacted by the Legislature at its 1959 Regular Session, relating to vehicles designed or capable of being used for firefighting purposes;

Senate Bill No. 880—An act to add Section 6.1 to the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to land acquired for district purposes;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of May, 1959, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 14—Relative to federal highway legislation;

Senate Joint Resolution No. 17—Relative to legislation concerning wilderness areas;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the thirteenth day of May, 1959, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 61—Approving certain amendments to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the twenty-first day of April, 1959;

Senate Joint Resolution No. 6—Relative to more than two terms for the President of the United States;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the thirteenth day of May, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1101

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 588
Senate Bill No. 719
Senate Bill No. 904
Senate Bill No. 1009
Senate Bill No. 1143
Senate Joint Resolution No. 24

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 688
Senate Bill No. 720
Senate Bill No. 722
Senate Bill No. 1010
Senate Bill No. 1156
Senate Constitutional Amendment No. 11

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1068
Senate Constitutional Amendment No. 14

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Fish and Game

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Joint Resolution No. 1

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

ERHART, Chairman

Above reported resolution ordered to second reading.

Committee on Education

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1092
Assembly Bill No. 1988

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1065

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1028
Assembly Bill No. 2008

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1027
Senate Bill No. 1029
Assembly Bill No. 1981
Assembly Bill No. 1983

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions to which was referred:

Senate Bill No. 1113

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be re-referred to the Committee on Judiciary.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions to which were referred:

Assembly Bill No. 1701
Assembly Bill No. 1859
Assembly Bill No. 1956
Assembly Bill No. 964
Assembly Bill No. 970
Assembly Bill No. 1802
Assembly Bill No. 2019

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions to which was referred:

Assembly Bill No. 1836

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions to which was referred:

Assembly Bill No. 1391

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 160

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re refer to the Committee on Rules with the further recommendation that the bill be re-referred to an appropriate interim committee. Suggest Judiciary.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 641

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 225

Senate Constitutional Amendment No. 3

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules, with the further recommendation that the bills be re-referred to an appropriate interim committee. Suggest Judiciary.

REGAN, Chairman

Above reported bill re-referred to Committee on Rules.

Above reported resolution re-referred to Committee on Rules.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 1109
Assembly Bill No. 1159
Assembly Bill No. 1205
Assembly Bill No. 1293
Assembly Bill No. 1406
Assembly Bill No. 1449
Assembly Bill No. 1520

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 244
Senate Bill No. 346
Senate Bill No. 785
Senate Bill No. 923
Assembly Bill No. 402
Assembly Bill No. 627
Assembly Bill No. 927
Assembly Bill No. 944
Assembly Bill No. 951
Assembly Bill No. 952
Assembly Bill No. 1218
Senate Concurrent Resolution No. 32

Has had the same under consideration, and reports the same back with the recommendation: Do pass (be adopted).

REGAN, Chairman

Above reported bills ordered to second reading.
Above reported resolution ordered to third reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 825
Senate Bill No. 1128
Assembly Bill No. 885
Assembly Bill No. 910
Assembly Bill No. 912
Assembly Bill No. 972
Assembly Bill No. 973
Assembly Bill No. 975
Assembly Bill No. 976
Assembly Bill No. 977
Assembly Bill No. 978
Assembly Bill No. 980
Assembly Bill No. 982
Assembly Bill No. 990
Assembly Bill No. 1025
Assembly Bill No. 1194
Assembly Bill No. 1359
Assembly Bill No. 1381
Assembly Bill No. 1815
Assembly Bill No. 1891
Assembly Bill No. 2101

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1121

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 688

Has had the same under consideration, and reports the same back with the recommendation: Re-refer to the Committee on Revenue and Taxation.

GIBSON, Chairman

Above reported bill re-referred to Committee on Revenue and Taxation.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 97
Senate Bill No. 173
Assembly Bill No. 277

Has had the same under consideration, and reports the same back with the recommendation: Re refer to the Committee on Rules. To be assigned to an appropriate interim committee.

GIBSON, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 7	Assembly Bill No. 608
Senate Bill No. 597	Assembly Bill No. 1342
Senate Bill No. 813	Assembly Bill No. 1973
Senate Bill No. 1093	Assembly Bill No. 2004

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Constitutional Amendment No. 22

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

GIBSON, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 122	Assembly Bill No. 1193
Senate Bill No. 679	Assembly Bill No. 2089
Assembly Bill No. 203	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 1962

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1962

Senator Collier moved that Assembly Bill No. 1962 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1962—An act to amend Sections 729.03 and 729.15 of, and to add Sections 729.17, 729.18, 729.19 and 729.20 to, the Vehicle Code, and to amend Sections 31602 and 31614 of, and to add Sections 31616, 31617, 31618 and 31619 to, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the transportation of explosives, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 15, 1959, after "729.03", insert ", 729.12,".

Amendment No. 2

In line 3 of the title, after "31602", insert ", 31611,".

Amendment No. 3

On page 1, line 13, after "vehicle", insert ", or for the driver to drive such vehicle".

Amendment No. 4

On page 1, line 17, strike out "additional".

Amendment No. 5

On page 2, line 12, after "as", insert "a safe parking place, a safe stopping place, or as".

Amendment No. 6

On page 2, line 12, strike out "spot", and insert "stop".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 7

On page 2, between lines 16 and 17, insert

"SEC. 1.5. Section 729.12 of said code is amended to read:

729.12. Instructions to drivers. Every owner of a vehicle used in the transportation of explosives and subject to this division shall [give to each person employed by him to drive any such vehicle] *make available in each vehicle the latest map showing the routes which are to be used for the transportation of explosives which has been furnished for the vehicle by the Department of the California Highway Patrol, a list of the safe stopping places prescribed by the regulations of the State Fire Marshal for vehicles transporting explosives, and* a summary of the provisions of this division [and]. *The owner* shall require that [said] *the* driver be thoroughly familiar with [said] *the* provisions *of this division* before operating any vehicle in [such] *the* transportation of explosives."

Amendment No. 8

On page 4, line 40, after "vehicle", insert ", or for the driver to drive such vehicle".

Amendment No. 9

On page 4, line 44, strike out "additional".

Amendment No. 10

On page 5, line 6, after "as", insert "a safe parking place, a safe stopping place, or as".

Amendment No. 10.5

On page 5, line 6, strike out "spot", and insert "stop".

Amendment No. 11

On page 5, between lines 11 and 12, insert

"SEC. 7.5. Section 31611 of said code is amended to read:

31611. Every owner of a vehicle used in the transportation of explosives and subject to this division shall [give to each person employed by him to drive any such vehicle] *make available in each vehicle the latest map showing the routes which are to be used for the transportation of explosives which has been furnished for the vehicle by the Department of the California Highway Patrol, a list of the safe stopping places prescribed by the regulations of the State Fire Marshal for vehicles transporting explosives, and* a summary of the provisions of this division [and]. *The owner* shall require that the driver be thoroughly familiar with the provisions *of this division* before operating any vehicle in the transportation of explosives."

Amendment No. 12

On page 7, line 20, after "Sections", insert "7 through 12, inclusive, of this act shall become operative at the same time as the Vehicle Code as enacted by the Legislature at the 1959 Regular Session takes effect, and at such time Sections".

Amendment No. 13

On page 7, line 20, after "729.03," insert "729.12,".

Amendment No. 14

On page 7, line 21, strike out "at the", and strike out all of line 22, and in line 23 strike out "1959 Regular Session takes effect".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1078

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1078

Senator Dolwig moved that Senate Bill No. 1078 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1078—An act making funds available for surveys and studies of an additional San Francisco Bay crossing.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "in the vicinity of Sierra Point".

Amendment No. 2

On page 1, strike out line 8; and on line 9, strike out "Roberts Landing", and insert "San Mateo or in the City and County of San Francisco on the west side of the Bay and".

Amendment No. 3

On page 1, line 10, after "Bay", insert ", including the study of a crossing between a point in the vicinity of Sierra Point in the County of San Mateo on the west side of the Bay and a point in the vicinity of Roberts Landing in the County of Alameda on the east side of the Bay. To complete such studies, the department is authorized to use the additional sum of one hundred fifty thousand dollars ($150,000), or so much thereof as may be necessary, from the revenue fund of the San Francisco-Oakland Bay Bridge. Only so much of said sum shall, however, be expended as the California Toll Bridge Authority determines will not jeopardize the improvement of the San Mateo-Hayward Bridge in the event that such improvement is financed by use of tolls and revenues of the San Francisco-Oakland Bay Bridge accruing and to accrue up to July 1, 1963".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 214

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 214

Senator Johnson moved that Senate Bill No. 214 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 214—An act to create the Sutter County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Sutter County, prescribing the agency's powers and duties, providing for its organization, operation and management and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing for the levy and collection of taxes for the payment of general agency expenses, and for co-operation and contracts with any entity.

Bill read second time.

Motion to Amend

Senator Johnson moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, as amended in Senate May 8, 1959, strike out "and Mr. Sedgwick", and insert "(Co-authored by Assemblyman Sedgwick)".

Amendment No. 2

On page 3, line 4, strike out "or without".

Amendment No. 3

On page 15, strike out lines 10 to 12, inclusive, and insert "and paid to the agency by the county auditor receiving it in accordance with the provisions of Chapter 1e (commencing at Section 4056) of Part 8 of Division 1 of the Revenue and Taxation Code."

Amendment No. 4

On page 18, line 52, strike out "chapter.", and insert "chapter; provided, however, that if within 90 days after the effective date of this act, a petition is filed with the Board of Supervisors of Sutter County, the agency may be dissolved in the following manner. Upon the filing of the petition with the board signed by qualified electors of Sutter County equal in number to 10 percent of all the votes cast in the county for all candidates for Governor at the last preceding general election at which a Governor was elected, the board shall submit the question of dissolution of the agency to the agency electors. The question of dissolution shall be submitted at a special election held for that purpose not later than the ninetieth day after filing of the petition with the secretary of the board. If a majority of the votes favor dissolution, the board shall by resolution dissolve the agency. The board shall file a certified copy of the resolution with the Secretary of State and for record in the office of the county recorder. Thereupon the agency is dissolved for all purposes."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1116

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 1116

Senator Montgomery moved that Senate Bill No. 1116 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1116—An act to amend Section 1191 of, and to add Sections 1190.5, 1222, 1223, and 1224 to, the Agricultural Code, relating to marketing of agricultural products.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate, April 30, 1959, after "contract", insert "offered after the effective date of this section".

Amendment No. 2

On page 1, line 6, after "which", insert "by its terms".

Amendment No. 3

On page 2, lines 16 and 17, strike out "their agent", and insert "agent thereof".

Amendment No. 4

On page 2, line 21, strike out "other person", and insert "agent thereof".

Amendment No. 5

On page 2, line 26, strike out "who", and insert "because he".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 120
Senate Bill No. 734
Senate Bill No. 1076

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 120

Senator McBride moved that Senate Bill No. 120 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 120—An act to add Section 5050.4 to the Welfare and Institutions Code, relating to emergency detention of alleged mentally ill persons.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, after line 5, insert

"In the event that within five days following the signing of the emergency order, excluding Sundays and non judicial days, no judge of the superior court of the county is available, then the person being temporarily detained shall be released forthwith."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 734

Senator Farr moved that Senate Bill No. 734 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 734—An act to amend Section 108 of the Civil Code, relating to divorce on the ground of incurable insanity.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "or has been confined to or under the juris-", and strike out line 12, and on line 13, strike out "in the Veterans Administration of the United States", and insert "or under other provisions of law permitting confinement therein or authorizing the exercise of such jurisdiction by such institution".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1076

Senator Regan moved that Senate Bill No. 1076 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1076—An act to amend Section 602 of the Penal Code, relating to the crime of trespass.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 3, lines 7 and 8, of the printed bill, strike out "privately owned lands described in paragraph (k)", and insert "lands under cultivation or enclosed by fence, belonging to, or occupied by, another, or entering upon uncultivated or unenclosed lands where signs forbidding trespass are displayed at intervals not less than three to the mile along all exterior boundaries and at all roads and trails entering such lands,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 262
Senate Bill No. 1104
Assembly Bill No. 1226

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 262

Senator McAteer moved that Senate Bill No. 262 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 262—An act to repeal Section 74516 of the Government Code, relating to phonographic reporters.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "to", insert "amend Sections 74502, 74503, 74504 and 74504.5 of, and to".

Amendment No. 2

In line 2 of the title, strike out "phonographic reporters", and insert "the municipal court in the City and County of San Francisco."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 74502 of the Government Code is amended to read:

74502. There shall be one clerk who shall also serve as secretary to the judges and who shall be paid a [minimum] salary of one thousand *three hundred fifty* dollars [($1,000)] *($1,350 a month* [monthly during the first year of service, a salary of one thousand one hundred dollars ($1,100) monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of one thousand two hundred dollars ($1,200) monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment]. Whenever any vacancy occurs after the effective date hereof, the judges, or a majority of them, notwithstanding any other provisions of the Government Code, shall appoint one clerk who shall also serve as secretary to the judges, and who shall hold office at their pleasure and who shall receive the salary hereinabove provided.

SEC. 2. Section 74503 of said code is amended to read:

74503. (a) There shall be one jury commissioner *who shall exercise the powers of jury commissioners of superior courts insofar as they are applicable to the municipal courts* and who shall perform such other duties as assigned by the judges of the court and who shall be paid a [minimum] salary of [seven] *nine* hundred [thirty-five] *ten* dollars [($735)] *($910)* monthly [during the first year of service, a salary of seven hundred sixty dollars ($760) monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of seven hundred eighty dollars ($780) monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment]. Whenever any vacancy occurs after the effective date hereof, the judges, or a majority of them, notwithstanding any other

provisions of the Government Code, shall appoint one jury commissioner, and who shall hold office at their pleasure, and who shall perform such other duties as assigned by the judges of the court, and who shall receive the salary hereinabove provided.

(b) The clerk shall appoint four deputy clerks who shall be the chief division clerks in the civil, criminal, traffic and accounting departments of the court, and who shall be paid a minimum salary of *seven* [six] hundred *eighty* [seventy] dollars [($670)] *($780)* monthly during the first year of service, a salary of [seven] *eight* hundred *fifteen* dollars [($700)] *($815)* monthly after the first year of service commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [seven] *eight* hundred [twenty-five] *forty-five* dollars [($725)] *($845)* monthly after the second year of service commencing on the first day of the month following the second anniversary of his appointment. While assigned to the traffic department or the civil department of the court such chief division clerks shall be paid in addition to the salary provided by this article the additional sum of twenty-five dollars ($25) monthly.

SEC. 3. Section 74504 of said code is amended to read:

74504. The clerk shall also appoint:

(a) Five deputy clerks who shall be assistant chief division clerks and who shall be paid a minimum salary of [five hundred seventy-five dollars ($575)] *six hundred seventy dollars ($670)* monthly during the first year of service, a salary of [six hundred dollars ($600)] *seven hundred dollars ($700)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [six hundred twenty-five dollars ($625)] *seven hundred thirty dollars ($730)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

[(b) One Deputy Clerk who shall be paid a minimum salary of five hundred fifty-five dollars ($555) monthly during the first year of service, a salary of five hundred sixty-five ($565) monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of five hundred seventy-five dollars ($575) monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.]

[(c)] *(b)* [Twenty-one] *Twenty-two* deputy clerks who shall be paid a minimum salary of [five hundred dollars ($500)] *five hundred eighty-five dollars ($585)* monthly during the first year of service, a salary of [five hundred twenty-five dollars ($525)] *six hundred ten dollars ($610)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [five hundred fifty dollars ($550)] *six hundred forty dollars ($640) monthly* after the second year of service commencing on the first day of the month following the second anniversary of his appointment.

[(d)] *(c)* Fifteen deputy clerks who shall be paid a minimum salary of [four hundred thirty dollars ($430)] *five hundred dollars ($500)* monthly during the first year of service, a salary of [four hundred fifty dollars ($450)] *six hundred twenty-five dollars ($525)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [four hundred seventy dollars ($470)] *five hundred fifty dollars ($550)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

[(e)] *(d)* Sixteen deputy clerks who shall be paid a minimum salary of [four hundred dollars ($400)] *four hundred sixty-five dollars ($465)* monthly during the first year of service, a salary of [four hundred ten dollars ($410)] *four hundred eighty dollars ($480)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [four hundred twenty dollars ($420)] *four hundred ninety dollars ($490)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

[(f)] *(e)* Nineteen deputy clerks who shall be paid a minimum salary of [three hundred seventy dollars ($370)] *four hundred thirty dollars ($430)* monthly during the first year of service, a salary of [three hundred eighty dollars ($380)] *four hundred forty-five dollars ($445)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [three hundred ninety-five dollars ($395)] *four hundred sixty dollars ($460)* monthly after the second year of service commencing on the first day of the month following the second anniversary of his appointment.

[(g)] *(f)* [Twenty-four] *Twenty-seven* deputy clerks who shall be paid a minimum salary of [three hundred twenty-five dollars ($325)] *three hundred eighty dollars ($380)* monthly during the first year of service, a salary of [three hundred forty-five dollars ($345)] *four hundred dollars ($400)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [three hundred sixty-five dollars ($365)] *four hundred twenty-five dollars ($425)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

[(h)] *(g)* Two information clerks who shall be paid a minimum salary of [three hundred dollars ($300)] *three hundred fifty dollars ($350)* monthly during the first year of service, a salary of [three hundred twenty five dollars ($325)] *three hundred eighty dollars ($380)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [three hundred fifty dollars ($350)] *four hundred ten dollars ($410)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

SEC. 4. Section 74504.5 of said code is amended to read:

74504.5. The salary of each position mentioned in [this article, and the present salary of each person mentioned in] Sections [74502,] 74503 and 74504[,] *of this article* shall be increased [ten] *four* [(10)] *(4)* percent over the amount therein specified, effective *July 1, 1960* [September 16, 1957].

SEC. 5. Section 74516 of said code is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1104

Senator Slattery moved that Senate Bill No. 1104 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1104 An act to add Section 5259.5 to the Welfare and Institutions Code, relating to the commitment of feebleminded persons.

Bill read second time.

Motion to Amend

Senator Slattery moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "shall", and insert "may".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 1226

Senator Regan moved that Assembly Bill No. 1226 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1226—An act to amend Sections 6062, 6062a, 6063, 6063a, 6064, 6065, and 6066 of the Government Code, and Section 782 of the Probate Code, relating to publication of notice.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 33 and 34, of the printed bill, strike out "publications", and insert "publication".

Amendment read, and adopted.

Bill ordered printed, and referred to Committee on Judiciary.

MOTION TO REQUEST ASSEMBLY TO RETURN ASSEMBLY BILL NO. 614

Senator Thompson moved that the Assembly be requested to return Assembly Bill No. 614 to the Senate for further consideration.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Grunsky moved that Senate Bill No. 187 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Rattigan moved that Assembly Bill No. 368 be taken from the inactive file and placed on the second reading file.

Motion carried.

CONSIDERATION OF ASSEMBLY BILL NO. 1660, WHICH WAS ORDERED HELD AT THE DESK ON TUESDAY, MAY 12, 1959

Assembly Bill No. 1660—An act to amend Section 3077 of the Business and Professions Code, relating to the practice of optometry.

Motion to Re-refer Assembly Bill No. 1660

Senator Burns moved that Assembly Bill No. 1660 be re-referred to Committee on Public Health and Safety.

Motion carried.

CONSIDERATION OF DAILY FILE
MOTIONS TO RECONSIDER

Senate Bill No. 1012—An act to add Section 6374 to the Education Code as enacted at the 1959 Regular Session, relating to adult education.

Motion to Reconsider Senate Bill No. 1012

Pursuant to his motion previously made, Senator Murdy moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 1012 was passed.

The roll was called, and Senate Bill No. 1012 reconsidered by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erbart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Stiern, Thompson, and Williams—31.

NOES—Senators Rodda, Short, and Slattery—3.

Motion to Refer Bill to Inactive File

Senator Murdy moved that Senate Bill No. 1012 be placed on the inactive file.

Motion carried.

Assembly Bill No. 618—An act to add Chapter 4 (commencing at Section 1960) to Part 7, Division 2 of, the Labor Code, relating to firefighters.

Motion to Continue Reconsideration

Senator Richards moved that his motion to reconsider the vote whereby Assembly Bill No. 618 was passed, be continued to the next legislative day.

Motion carried.

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 642—An act to add Section 29022 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to integrity of diplomas.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 642?

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "foster", and insert "encourage".

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Dilworth moved a call of the Senate.

Motion carried. Time, 3.25 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF SENATE BILLS

Senate Bill No. 1169—An act to amend Section 2671 of the Elections Code, relating to filing fees at the direct primary election.

Bill read second time, ordered engrossed, and to third reading.

Motion to Re-refer Senate Bill No. 1169

Senator McBride moved that Senate Bill No. 1169 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1177—An act to amend Section 333 of the Fish and Game Code, relating to antelope.

Bill read second time, ordered engrossed, and to Consent Calendar.

Motion to Re-refer Senate Bill No. 1177

Senator McBride moved that Senate Bill No. 1177 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 824—An act to amend and renumber the heading of Chapter 4 (commencing at Section 16951), Division 13 of the Education Code, as enacted by the Legislature at its 1959 Regular Session.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1193—An act to amend Sections 2110, 2150, and 2152 of the Streets and Highways Code, relating to county roads.

Bill read second time.

Motion to Re-refer Senate Bill No. 1193

Senator McBride moved that Senate Bill No. 1193 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 853—An act to amend Sections 5000, 5001, 5002, 5020.5, 5032, 5033, 5091, 5092, 5093, 5096, 5098, and 5132 of, and to add Section 5030.5 to, the Business and Professions Code, and to amend Sections 5001, 5002, 5020.3, 5020.5, 5032, 5033, 5035, 5084, 5091, 5092, 5096 and 5098 of the Business and Professions Code as proposed to be amended, added, and renumbered by Senate Bill No. 194, relating to the practice of accountancy.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1156—An act to amend Section 230 of the Elections Code, relating to the form of the affidavit of registration.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 to 9, inclusive, and insert

"For transfer or change of name

I am registered under the name of _____ in _____ Assembly District, _____ precinct in said county and request that said registration be canceled."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1190—An act to amend Sections 7003, 7007 and 7008, and to repeal Sections 7005 and 7006 of the Elections Code, relating to canvass at precincts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1177—An act to amend Sections 17041, 17048, 17072, 17171, 17181, 17208, 17209, 17224, 17402, 17411, 17502, 17673, 17674, 17734, 17736, 17737, 17739, 17852, 17853, 18161, 18181, 18182, 18183, 18185, 18186, 18191, 18192, 18200, 18202, 18242, 18401 and 18402 of, and to add Sections 17211, 17211.5, 17212, 17213, 18151, 18152, 18162, 18187, 18188, 18189, 18190, 18190.1, 18190.2, 18204, 18205, 18206, 18207, 18208, 18209, and 18210 to, and to repeal Sections 18151 and 18152 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 10, lines 9 and 10, of the printed bill, as amended in Senate April 27, 1959, strike out ", 1951, 1952, or 1956".

Amendment No. 2

On page 10, lines 13 and 14, strike out "in 1951, 1952, 1953 or subsequent to 1956", and insert "following the year 1950".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 244—An act to amend Sections 9000, 9002.5, 9005, 9006, 9009, 9010, 9011, 9012, 9014, 9016, 9022, 9025, 9026, 9026.5, 9027, 9028, 9028.5, 9030, 9035, and 9036 of, to repeal Sections 9002, 9020, 9021, and 9024 of, and to add Sections 9002, 9017, 9020, 9021, 9023, 9024, and 9028.6 to, the Business and Professions Code, relating to the licensing of social workers.

Bill read second time, and ordered to third reading.

Motion to Re-refer Assembly Bill No. 244

Senator McBride moved that Assembly Bill No. 244 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1028—An act to amend Sections 7376 and 7381 of, to add Section 7396.7 to, and to repeal Section 7439 of, the Business and Professions Code, relating to the practice of cosmetology.

Bill read second time, and ordered to third reading.

Assembly Bill No. 686—An act to add Sections 16906 and 17050.5 to the Business and Professions Code, relating to trading stamps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, of the printed bill, as amended in Senate May 5, 1959, strike out lines 6 to 12, inclusive, and insert

"'Trading stamp" means any device given in connection with a cash sale, the value of which does not exceed an amount equivalent to 4 percent of the value of the purchase price of the article, which will entitle the holder on presentation thereof, to receive from a trading stamp company, a merchant, or any other person, goods, wares, merchandise, or cash in an amount not to exceed the value of the stamps."

Amendment No. 2

On page 1, line 15, strike out "or giving away".

Amendment No. 3

On page 1, strike out lines 17 to 23, inclusive, and insert

"'Trading stamp" means any device given in connection with a cash sale, the value of which does not exceed an amount equivalent to 4 percent of the value of the purchase price of the article, which will entitle the holder on presentation thereof, to receive from a trading stamp company, a merchant, or any other person, goods, wares, merchandise, or cash in an amount not to exceed the value of the stamps.

SEC. 3. It is the intention of the Legislature in enacting Sections 16906 and 17050.5 of the Business and Professions Code to codify the holding of the appellate courts of this State as set forth in Weco Prod. Co. v. Mid-City Drug Stores (1942), 55 Cal. App. 2d 684, and Food Bureau v. Garfield (1942), 20 Cal. 2d 228."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 687—An act to add Chapter 3 commencing at Section 17800 to Part 3 of Division 7 of the Business and Professions Code, relating to trading stamps.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 29, 1959, strike out lines 6 and 7, and insert

"17800. For the purposes of this chapter, "trading stamp" means any stamp, or other similar device,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 397 An act to add Section 6537.1 to the Business and Professions Code, relating to barbering.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate April 13, 1959, after "offered", insert "to a registered apprentice or a registered barber".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 278 An act to amend Sections 10201, 10321.5, and 10581.5 of the Business and Professions Code, relating to real estate licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 351 An act to amend Sections 7302, 7310, 7311, 7312, 7320, 7330, 7331, 7332, 7334, 7362.1, 7370, 7372, 7373, 7376, 7380, 7382, 7383, 7393, 7394, 7400, 7412, 7420, 7431, 7436, and 7442 of the Business and Professions Code, relating to cosmetology.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 766 An act to amend Section 5093 of the Business and Professions Code and to amend Section 5084 of the Business and Professions Code as proposed by Senate Bill No. 104, relating to accountants.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1051—An act to add Section 10143 to the Business and Professions Code, relating to rentals.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1054—An act to amend Section 10279.8 of the Business and Professions Code, relating to real estate and business opportunity licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1045—An act to add Section 234 to the Water Code, relating to archaeological investigations.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 14, of the printed bill, after "of", insert "subdivision (m) of".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Motion to Retain Place on File

Senator McAteer moved that Senate Bill No. 524 be passed on file and retain its place.

Motion carried.

Senate Bill No. 778—An act to amend Section 657 of the Code of Civil Procedure, relating to granting of new trial on ground of insufficiency of evidence or excessive damages.

Motion to Retain Place on File

Senator Grunsky moved that Senate Bill No. 778 be passed on file and retain its place.

Motion carried.

Senate Bill No. 710—An act to add Article 9 (commencing at Section 50230) to Chapter 1, Part 1, Division 1, Title 5 of the Government Code, relating to abandoned excavations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1068—An act creating the Mojave-Antelope Water Agency and prescribing its boundaries, organization, operation, management, financing and other powers and duties of the agency.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Johnson, McAteer, McCarthy, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 4e to Article VI thereof, relating to the appellate jurisdiction of the district courts of appeal.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1a of, and by adding Sections 1b, 1c, 10b, and 26a to, Article VI of said Constitution, relating to the administration of justice, including the manner of appointment, retirement, and removal of judges and the composition and duties of the Commission on Judicial Qualifications, Judicial Council, and State Bar.

Motion to Re-refer Senate Constitutional Amendment No. 14

Senator McBride moved that Senate Constitutional Amendment No. 14 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 588—An act to amend Sections 70, 73, and 79 of, and to add Sections 69.5, 70.1, 70.5, 70.6, and 73.5 to, the Civil Code, and to amend Section 10350 of the Health and Safety Code, relating to marriage.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 4, line 4, of the printed bill, as amended in Senate May 6, 1959, strike out "SEC. 7", and insert "SEC. 7.5".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 719—An act to amend Section 5500.5 of the Labor Code, relating to workmen's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 688—An act to amend Section 5003 of the Public Utilities Code, relating to transportation fees, to take effect immediately, tax levy.

Motion to Re-refer Senate Bill No. 688

Senator McBride moved that Senate Bill No. 688 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 904—An act to add Section 7615 to the Public Utilities Code, relating to railroad equipment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 3:45 p.m., on motion of Senator Dilworth, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and the Senate concurred in Assembly amendments to Senate Bill No. 642 by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)

Consideration of Assembly Amendments

Senate Bill No. 783—An act to add Section 8162.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to exemptions from courses in physical education.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 783?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate April 13, 1959, after "any", insert "senior or four year high school".

Amendment No. 2

On page 1, line 5, strike out "14 of", and insert "12 in".

Amendment No. 3

On page 1, line 7, strike out "Sections 8160 and 8161", and insert "Section 8160."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 783 by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Murdy, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—27.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 765—An act to add Section 25843 to the Government Code, relating to county government.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 765?

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 30, 1959, strike out lines 9 and 10, and insert "individual shall receive awards to exceed twenty dollars ($20) in value during any fiscal year."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 765 by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—30.
NOES—None.

Above bill ordered enrolled.

Senate Bill No. 551—An act to amend Sections 74502, 74503, 74504 and 74504.5 of the Government Code, relating to the municipal court in the City and County of San Francisco.

Consideration of Governor's Veto

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 551 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate sustained the objections of the Governor by the following vote:

AYES—None.
NOES—Senators Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—33.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1143—An act to amend Section 533 of the Public Utilities Code, relating to safety inspection of common carriers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan,

Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 720—An act to add Section 4752.5 to the Labor Code, relating to workmen's compensation.

Motion to Re-refer Senate Bill No. 720

Senator McBride moved that Senate Bill No. 720 be re-referred to Committee on Finance.

Motion carried.

Senate Joint Resolution No. 24—Relative to timber on national forest lands.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Short, Slattery, Stiern, Teale, and Williams—32.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1156—An act to amend Sections 821.55, 822, 823.7, and 829.6 of the Agricultural Code, relating to fruit, nut, and vegetable standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 49—An act to add Sections 322, 323, 12519, 22414, 31401, 31402, 31403, 31404, 31405, 31406 and 31407 to, and to amend Section 31400 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to farm labor vehicles.

Bill read third time, and presented by Senator Farr.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Teale—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1101—An act to add Chapter 14 (commencing at Section 21951) to Division 10 of the Education Code, and to add Chapter 4 (commencing at Section 30101) to Division 21 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating

to testing of students attending public and private schools, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Dilworth.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 458—An act to add Section 1024 to the Military and Veterans Code, relating to the Veterans' Home of California.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "it sees fit", and insert "may be required".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 816—An act to amend Sections 16305.5 and 16480 and to repeal Section 16305.6 of the Government Code, relating to money in treasury trust accounts and the investment thereof.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 227—An act to amend Sections 55330 and 55916 of and to add Section 55335 to the Water Code, relating to the powers of county waterworks districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 559—An act to amend Section 5787 of, and to add Section 5787.01 to, the Public Resources Code, relating to the dissolution of recreation and park districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 657—An act to amend Section 71140.1 of the Government Code, relating to attaches of municipal courts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1499—An act to add Section 21114.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to payments of wages to school district employees.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1049—An act to amend Section 27491 of the Government Code, relating to duties and powers of coroner.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, and Thompson—31.
NOES—Senators Murdy, Slattery, and Williams—3.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1186 —An act to amend Section 11001 of the Health and Safety Code, relating to narcotics.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1628—An act to add Section 7116 to the Health and Safety Code, relating to autopsies.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Thompson, and Williams—27.
NOES—Senator Stiern—1.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Assembly Bill No. 195—An act to amend Sections 293, 293.5, 295, and 296 of, and to repeal Section 296.5 of, the Elections Code, relating to the cancellation of voter registrations.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Grunsky, Johnson, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Slattery, and Thompson—24.
NOES—Senators Cameron, Dilworth, and Williams—3.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 236—An act to amend Sections 84 and 89 of, and to add Sections 82.5, 82.6, 92, and 93 to the Elections Code, relating to presidential voting for new residents.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 357—An act to amend Sections 1615, 1717, 1907, and 11062 of the Elections Code, relating to arguments on ballot measures.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson,

Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1376—An act to amend Sections 160.91, 160.92, 160.93, 160.94, and 160.95 of the Agricultural Code, relating to pest control.

Motion to Re-refer Assembly Bill No. 1376

Senator McBride moved that Assembly Bill No. 1376 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 317—An act to add Section 1773.1 to the Labor Code, relating to per diem wages.

Motion to Re-refer Assembly Bill No. 317

Senator McBride moved that Assembly Bill No. 317 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 871—An act to add Section 10504.1 to the Water Code, relating to appropriation of water.

Objection Raised

Senator Richards objected to Senate Bill No. 871 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 871 to second reading file.

Senate Bill No. 873—An act to amend Sections 10504 and 10505 of and to add Sections 10504.2, 10504.5, and 10507 to, the Water Code, relating to applications for the appropriation of unappropriated water.

Objection Raised

Senator Richards objected to Senate Bill No. 873 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 873 to second reading file.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 369—An act to amend Section 514 of the Penal Code, relating to embezzlement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 774—An act to codify the Klamath River Basin Compact by adding Part 6 (commencing with Section 5900) to Division 2 of the Water Code, and to repeal Chapter 113 of the Statutes of 1957, and Chapter 2.5 (commencing with Section 8110) of Division 1 of Title 2 of the Government Code, relating to the Klamath River Basin.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 775—An act to codify Section 6 of Chapter 184 of the Statutes of 1957, by repealing said section, and by adding Section 18212 to the Financial Code, relating to capital and surplus of industrial loan companies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 776—An act to codify Chapter 1473 of the Statutes of 1957 by repealing Section 1, thereof and by adding Section 1153.1 to the Agricultural Code, relating to the establishment of a market news service in the Klamath Basin.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 777—An act to codify Chapter 992 of the Statutes of 1945 by repealing said act, and by adding Article 3 (commencing with Section 13410) to Chapter 4 of Part 3, Division 3, Title 2 of the Government Code, relating to the purchase and acquisition of surplus property from the Federal Government or its agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 779—An act to maintain the Government Code by amending Sections 13210, 13212, and 13213 thereof, relating to state burial grounds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 780—An act to codify Sections 7, 7.1, and 7.2 of Chapter 20 of the Statutes of 1946, First Extraordinary Session, by amending Sections 6 and 7 and repealing Sections 7.1 and 7.2, and by adding Part 7.5 (commencing with Section 15490) to Division 3 of Title 2 of the Government Code, relating to the State Allocation Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 781—An act to maintain the Agricultural Code by amending Sections 375.6, 1014, 1071.4 and 4273 thereof, and by repealing Sections 83 and 207.6 thereof, relating to the plant and animal industry and the products thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 783—An act to maintain the Civil Code by amending Sections 1172 and 3081.1 thereof, and by repealing Section 2924½ thereof, relating to instruments affecting property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 784—An act to maintain the Code of Civil Procedure by amending Sections 13a, 89, 112, 196.1, 689d, and 690.27 thereof, relating to proceedings in civil cases including the organization, jurisdiction, and administration of courts of justice, and the procedure in civil actions and special proceedings of a civil nature.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 785—An act to maintain the Education Code by amending Sections 1825, 4105.5, 5001, 14641, 18366, and 22674 thereof, and by repealing Section 7714.2 thereof, and by amending Sections 939, 1409, 17151, 14372, 15716, and 27874, and repealing Section 19578, of the Education Code as proposed by Senate Bill No. 2, relating to institutions of learning, including the establishment, maintenance, government, and operation of schools and libraries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 786—An act to maintain the Fish and Game Code by amending Sections 10828 and 10841 thereof, by amending and

renumbering Sections 8317 and 19031 thereof, and by repealing Article 9 (commencing with Section 8100) of Chapter 1, Part 3, Division 6, and Sections 8308, 8309, 8310, 8311, 8312, 8313, 8314, 8315, and 8316, thereof, relating to fish and game.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 787—An act to maintain the Government Code by amending Sections 9141, 9320, 9357.2, 9360.3, 11290, 12541, 13373, 16305.6, 16742, 16480.1, 50532, 51300, and the heading of Chapter 6 (commencing with Section 54300), Part 1, Division 2, Title 5, thereof, and by amending and renumbering Part 10 (commencing with Section 15750) of Division 3, Title 2, Article 4 (commencing with Section 34870) of Chapter 7, Part 1, Division 2, Title 4, Chapter 12 (commencing with Section 55300) of Part 2, Division 2, Title 5, and Chapter 4 (commencing with Section 61930) of Part 7, Division 2, Title 6, thereof, and by repealing Article 2.5 (commencing with Section 21000) of Chapter 8, Part 3, Division 5, Title 2, and Sections 31671.2 and 75030, relating to the government of public agencies within this State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 788—An act to maintain the Health and Safety Code by amending Sections 4121, 4186.30, 4805, 8741, 14219, 14240, 14254, and 24351.3, and by repealing Section 33280 thereof, relating to health and safety.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 789—An act to maintain the Insurance Code by amending Sections 1802.71 and 10270 thereof, and by repealing Sections 947 and 11580.1 thereof, relating to insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 790—An act to maintain the Labor Code by amending Section 1397.5 thereof, relating to the employment of minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 791—An act to maintain the Military and Veterans Code, by amending Section 1180 thereof, relating to memorial districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 792—An act to maintain the Penal Code by amending Section 1227 thereof, and by repealing Sections 23, 438, and 441 thereof, relating to crimes and punishment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 793—An act to maintain the Public Utilities Code by amending Sections 22229, 24503, 24531, 24532, 24533, 24534, and 24535 thereof, relating to the organization and powers of districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery,

Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 794—An act to maintain the Revenue and Taxation Code by amending Sections 3552.42 and 3730 thereof, by amending and renumbering Article 2.5 (commencing with Section 10111) of Chapter 5, Part 4, Division 2 thereof, and by repealing Chapter 2 (commencing with Section 28201) of Part 12, Division 2 thereof, relating to taxation and the raising of revenue.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 795—An act to maintain the Streets and Highways Code by amending Sections 6611, 27001, 27002, 27003, and 27004 thereof, relating to public ways and all appurtenances thereto.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 796—An act to maintain the Vehicle Code by amending Sections 142, 694, and 739.1 thereof, and by repealing Section 422.7 thereof, and by amending Sections 35108 and 40513 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to vehicles and vehicular traffic.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 798—An act to maintain the Welfare and Institutions Code, by amending Sections 156.1, 163, 5400, 6557, 6564, and 6723 thereof, relating to the administration of, and commitment of persons to, the Department of Mental Hygiene.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 799—An act to maintain the Welfare and Institutions Code by amending Section 2181.1 thereof, relating to aid to aged persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 801—An act to amend Section 14 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), relating to flood control and water conservation in Santa Clara County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 849—An act to amend and renumber Section 21661 (as added by Chapter 2154, Statutes of 1957), and the title of Part 6.5 of Division 13 and Sections 36500 to 36509, inclusive (as added by Chapter 1487, Statutes of 1957), of the Water Code, relating to districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 848—An act to amend and renumber Section 103.7 (as added by Chapter 1068, Statutes of 1957) of the Welfare and Institutions Code, relating to public assistance recipients.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 850—An act to amend and renumber Section 6403 (added by Stats. 1947, Ch. 887) of the Public Resources Code, relating to the powers and duties of the State Lands Commission with respect to the reservation of mineral deposits in state lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 851—An act to repeal Section 186 (as amended by Chapter 2424, Statutes of 1957) of the Water Code, relating to State Water Rights Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 853—An act to amend and renumber Sections 20495 (as added by Chapter 1155, Statutes of 1957), 37395 (as added by Chapter 1475, Statutes of 1957), and 70045.9 (as added by Chapter 1786, Statutes of 1957) of the Government Code, relating to local governmental operations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 854—An act to repeal Sections 21152 (as added by Chapter 65, Statutes of 1957), 21152 (as added by Chapter 936, Statutes of 1957), 21153 (as added by Chapter 936, Statutes of 1957), 69505 (as added by Chapter 1045, Statutes of 1957), and 73650 (as

added by Chapter 65, Statutes of 1957) of the Government Code, relating to public employment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 855—An act to amend and renumber Section 4187 (as added by Chapter 2017, Statutes of 1957) of the Fish and Game Code, relating to special hunting permits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 856—An act to repeal Section 1354 (as added by Chapter 1037, Statutes of 1957) of the Fish and Game Code, relating to Archibald Lake Public Fishing and Recreation Area.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 857—An act to amend and renumber Section 24206 (as added by Chapter 1275, Statutes of 1957) of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 858—An act to amend and renumber Section 96 (as added by Chapter 1471, Statutes of 1957) of the Agricultural Code, relating to insurance for horserace meetings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Eckert, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator McBride:

Request for Permission to Introduce a Bill

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: In accordance with the provisions of Rule 8.3 of the Joint Rules, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 17402 of the Revenue and Taxation Code, relating to personal income taxes.

Respectfully submitted,

SENATOR McBRIDE

Request read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 77: By Senator McBride—Relative to the continuance of the Joint Interim Committee on the Education and Rehabilitation of Handicapped Children and Adults.

Referred to Committee on Rules.

ADJOURNMENT

At 5:27 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 2:30 p.m., Thursday, May 14, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-SIXTH LEGISLATIVE DAY

NINETY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Thursday, May 14, 1959

The Senate met at 2.30 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

We remember, O God, that a man once walked into immortality, the immortality of infamy, by calling for a basin of water and washing his hands of a matter when confronted with the necessity of making a decision. We know, O Lord, that there are some things, many things, that can be put off until tomorrow, and for the better. We also know that there are some things that must be done now. Give us wisdom, we pray, to know which is which, and courage to do what is right. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Coombs, on motion of Senator Johnson, due to illness.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried. Time, 2.35 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fitch, Mrs. Neumerier, and the following students of Ross School: Louise Abbott, Melann Baruh, Carlos Farre, Kathy Flanagan, Barbara Gardner, James Gatterdam, David Good, Laurel Grayson, Ann Griffith, Elizabeth Hall, Diane Hartman, Heidi Hoxie, Randy Keller, Lynn Klopstock, Dennison Lane, Gary Lion, Bruce McCauley, Marilyn Murray, Peter Noyes, Susan Oyster, Lyle Parmalee, James Reed, Peter Smiley, Phil Weil, Wendy Wilkins, Jeff Wilson, Ann Griffith, Nancy Black, Eileen Corns, Louisa Curro, Katherine Deedy, Bruce Diller, Deborah Doyle, Barbara Eckersley, Robert Faulkner, Gilbert Foerster, Carol Gutman, John Hall, Hal Hallett, Peter Halley, Edie Henrich, Edward Hamberger, Katheryn Keaton, Charles Kerr, Kathleen Lang, Sheryl McDaniel, Mike McQuiston, Alan Pike, Pamela Sayers, Bill Schrader, Sheri Gilmore, Ann Teller, and Patrick Werner.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Silvia Short, wife of Senator Short, and Esma Hewlett, secretary of the Senator.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Metros, Mr. George Daskarolis, and the following students of Mission School: Jeanette Anderson, Margaret Jones, Noreen Lecaria, Robert DeMarc, Mary Merilhen, Ted Hendrickson, Torcina Harris, Barbara Smith, Rosalie Ferrari, Joan Tennyson, Pam Fergis, Annette Redman, Georgia Rayford, Don Kersey, Paul Beehle, Carmel Parkhurst, Jakki Bader, Florine Sanchez, Carol Davidson, Oscar Olmedo, Eduardo Ayalin, Bill Sommer, Corinne Bartlett, Laura Stepanev, Helen Tatum, June Whitlock, Phyllis Crivello, Joyce Sinclair, John Copeland, Ken Van Houten, Jerome Rodriguez, Cleo Charles, Clifton Fong, Sandra Montgomery, Mary Somerville, Art Jenkins, Margie Feegal, and Barbara Falconer.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Georgine Gekl, Mrs. Allison, Mrs. Frescike, Mrs. Alstrum, and the following children from the Easter Seal Crippled Children Society: Terry Alstrum, Billy Frescike, Janice McMillan, Mary Laird, Gloria Easter, Judy Allison, Renee Zierlian, and Judy Ramsey.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Kenneth Severit of Sacramento, and Vincent Riddle of Oakland.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Joyce Flynn of Portland.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Charles McDermaid and the following students of College Elementary School: Joelane Bishop, Nita Dillon, Polly Dunlap, Louise Farr, Cay Girard, Barbara Haberer, Lynne Ivey, Jan Krestensen, Roberta Maloy, Naomi Wagner, Paula Wagner, Gail Williams, Nancy

Yocum, James Baiocchi, Daniel Begley, Dennis Bloxham, Edward (Rusty) Brim, Rodney Cooper, Herbert Janney, Russell Kinzer, Lenard Ronlund, Charles Siesser, and Roger Smith.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Orral Anwyl of Oakland.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Margaret Alves, Mrs. Iva Magnuson, Mr. Rodney Pollard, teachers; Mrs. Mary Westbrook, Mrs. Mildred Spires, Mrs. Agnes Lopez, Mrs. Webb, Mrs. Everington, Mrs. Womack, Mrs. Moore, parents; and the following students of Bidwell Elementary School: Allen Burdeaux, Robert Calisessi, Wayne Dikes, Larry Greathouse, Roger Jackson, Richard Moore, Charles Richard, Dennis Romo, Larry Skaggs, James Taliani, Danny Thompson, John Whitcome, Dennis Womack, Edith Bettelyoun, Jennie Carlisle, Ellen Everington, Linda Ivie, Joan Marshall, Christine Moore, Twilla Quattlebum, Helen Ueh, Donald Andrews, Donald Capozzo, Harry Carmen, Allen Cole, Douglas Deitrick, Kenneth Elliott, Ronald Hamer, Sue Helton, Billy May Fanning, Sammy Otero, Linda Otero, Karin Rodriguez, Sandra Rose, Timmy St. John, Mickey Stokes, Ronald Tomasini, David Vengley, Loralie Webb, David Whitcome, Karel Babcock, Larry Boggs, Domonic Books, Calvin Burgess, Marie Duda, Kathleen Gallegos, Robert Gillette, Ellen Holliday, Josephine Jenkins, Glenn Lopez, Phillip Osborn, Robert Rose, Robert Spires, Mark Thomas, Bob Thompson, Deborah Toman, Dorothy Viera, Benita West, Beverly Westbrook, and Donna Meagher.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Simms, Miss Bernstein, Mr. Daw, and the following students of Pelton Junior High: Ronald Ankney, Paul Bonayat, Jerry Benjamin, Louis Bell Leonard Green, Carlton Hall, Sylvester Irving, Paul Jones, Edwin Jostmeyer, Walter Johnson, Thomas Keith, Elisha King, Emanuel Kelley, Vernon Lewis, Edward McKenney, Fred Owens, Tony Perez, Eddy Price, Greer Rockett, Clifford Simmons, Howard Smith, Ernest Thompson, Luloga Tiapula, Henry Wheat, Robert White, Meves Alva, Shirley Banks, Lucille Colon, Catherine Franklin, Bernice Hines, Carmen Mayberry, Mary Ann Pruett, Shirley Reed, Nancy Ross, Louella Thomas, Patricia Thomas, Joe Butler, Richard Draper, Otis James, Allan Johnson, Reno Grech, Charles Hopkins, Bill Robinson, Adam Rogers, Rene Sapiandante, Joe Smith, Raymond Taylor, Edwin Watkins, Eric Webb, Ella Baisley, Pat Bradstreet, Rosie Lee Combs, Audrey Freeman, Barbara Harts, Willie Bea Johnson, Carolyn McDaniels, Josephine Rodriguez, Dorothy Self, Emma Tate, Loretta Vaughn, Janet Verrett, Rita Williams, and Betty Wheeler.

On request of Senators Berry and Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Louise Harris of Ione and Sally Esrey of Lemoore who are political science students.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Hugh Steven of Pacific Grove, and Mrs. Richard Eldred, President of the League of Women Voters of Pacific Grove.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 14, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 292	Assembly Bill No. 1286
Assembly Bill No. 428	Assembly Bill No. 1487
Assembly Bill No. 630	Assembly Bill No. 1488
Assembly Bill No. 833	Assembly Bill No. 1528
Assembly Bill No. 1001	Assembly Bill No. 1631

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 14, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 24

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY, CALIFORNIA LEGISLATURE
May 14, 1959

Hon. Joseph A. Beek
Secretary of the Senate

DEAR MR. BEEK: Assembly Bill No. 614 is being returned herewith, pursuant to the request of the Senate.

Very truly yours,

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Motion to Rescind

Senator Thompson moved that the vote whereby Assembly Bill No. 614 was passed by the Senate on May 12, 1959, be rescinded.

The roll was called, and the motion to rescind carried by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, McAteer, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Shaw, Slattery, and Thompson—27.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT

Senator Thompson asked for, and was granted, unanimous consent to take up Assembly Bill No. 614, at this time, for consideration.

CONSIDERATION OF ASSEMBLY BILL NO. 614

Assembly Bill No. 614—An act to amend Section 11005 of, and to add Section 11005.6 to, the Revenue and Taxation Code, relating to allocations to counties from the Motor Vehicle License Fee Fund.

Bill read third time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 11, of the printed bill, after "proceedings", insert "or at such earlier time as the legislative body may request".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 170—An act making an appropriation for the Santa Clara River Flood Control Project, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 193—An act to amend Section 4500 of the Penal Code, relating to penalties for assaults by prison inmates;

Senate Bill No. 232—An act to add Section 23120 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the wearing of glasses by drivers;

Senate Bill No. 390—An act to repeal Section 12970 of, to amend Sections 12973 and 12973.5 of, and to add Sections 12970 and 12970.1 to, the Insurance Code, relating to fees charged by the Insurance Commissioner;

Senate Bill No. 475—An act to amend Section 3000 of, and to add Section 3000.5 to, the Harbors and Navigation Code, relating to the San Francisco Port Authority;

Senate Bill No. 725—An act to amend Sections 4715 and 4725 of the Health and Safety Code, relating to the formation and consolidation of county sanitation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of May, 1959, at 10.30 a.m.

BURNS, Chairman

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 824
Senate Bill No. 853
Senate Concurrent Resolution No. 32

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 588
Senate Bill No. 926

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 644
Senate Bill No. 707

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 1120
Senate Bill No. 1174
Assembly Bill No. 109
Assembly Bill No. 372
Assembly Bill No. 555
Assembly Bill No. 620
Assembly Bill No. 1112
Assembly Bill No. 1511
Assembly Bill No. 1777

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 176
Assembly Bill No. 660
Assembly Bill No. 808
Assembly Bill No. 1316
Assembly Bill No. 1446
Assembly Bill No. 1447
Assembly Bill No. 1671

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Assembly Bill No. 554
Assembly Bill No. 1111
Assembly Bill No. 1113

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 75
Senate Bill No. 516
Senate Bill No. 805
Senate Bill No. 857
Assembly Bill No. 1242
Assembly Bill No. 1368
Assembly Bill No. 720
Assembly Bill No. 868

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 650
Senate Bill No. 338
Senate Bill No. 609
Senate Bill No. 939
Senate Bill No. 1062
Senate Bill No. 1073
Assembly Bill No. 1994
Assembly Bill No. 1720
Assembly Bill No. 1412
Assembly Bill No. 55
Assembly Bill No. 1418
Assembly Bill No. 1363
Assembly Bill No. 1066
Assembly Bill No. 124
Assembly Bill No. 381
Assembly Bill No. 572
Assembly Bill No. 979

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 938

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an appropriate interim committee.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 2001

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 2063

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 76
Senate Bill No. 538

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 455
Senate Bill No. 762
Senate Bill No. 832
Senate Bill No. 1111

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 866

Has had the same under consideraton, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 918

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1172

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend. Do pass as amended, and be re-referred to Committee on Finance.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 1368
Senate Bill No. 1053

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 1368

Senator Dolwig moved that Senate Bill No. 1368 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1368 An act to create a flood control district to be called "San Mateo County Flood Control District"; to provide for the control of flood and storm waters and for the protection of watercourses, watersheds, harbors, public highways, life and property in said district from damage or destruction from such waters and to save and conserve all or any of such waters for beneficial use in said district; to provide for the dividing of said district into zones; to authorize the incurring of indebtedness and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district within said district and in the respective zones thereof, and providing certain limitations on assessments, bonded indebtedness and expenditures with respect to the district and the respective zones thereof; and to define the powers of said district, including the right of the district to sue and be sued, and the powers and duties of the officers thereof; to provide for the government, management and control of said district; to provide for the construction of works, the acquisition of property by the district, and other things necessary to carry out the purposes of this act.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 11 of the title of the printed bill, strike out "within said district".

Amendment No. 2

On page 7, line 51, strike out "2", and insert "1".

Amendment No. 3

On page 8, line 16, strike out "2", and insert "1".

Amendment No. 4

On page 12, strike out lines 42 to 49, inclusive, and insert "SEC. 12."

Amendment No. 5

On page 12, line 52, strike out "2 and 3", and insert "1 and 2".

Amendment No. 6

On page 15, line 3, after "map", insert "or maps".

Amendment No. 7

On page 15, line 4, after "map", insert "or maps".

Amendment No. 8

On page 15, strike out lines 39 to 42, inclusive, and insert "zone if the proposition fails to carry."

Amendment No. 9

On page 16, line 52, strike out "2", and insert "1".

Amendment No. 10

On page 17, strike out lines 46 to 50, inclusive; and on page 18, strike out lines 1 and 2.

Amendment No. 11

On page 18, line 3, strike out "22", and insert "21".

Amendment No. 12

On page 18, line 21, strike out "23", and insert "22".

Amendment No. 13

On page 18, line 45, strike out "24", and insert "23".

Amendment No. 14

On page 19, line 11, strike out "25", and insert "24".

Amendment No. 15

On page 19, line 17, strike out "26", and insert "25".

Amendment No. 16

On page 19, line 48, strike out "27", and insert "26".

Amendment No. 17

On page 20, line 6, strike out "28", and insert "27".

Amendment No. 18

On page 20, line 19, strike out "29", and insert "28".

Amendment No. 19

On page 20, line 27, strike out "30", and insert "29".

Amendment No. 20

On page 20, line 32, strike out "31", and insert "30".

Amendment No. 21

On page 20, line 51, strike out "32", and insert "31".

Amendment No. 22

On page 21, line 9, strike out "33", and insert "32".

Amendment No. 23

On page 21, line 31, strike out "34", and insert "33".

Amendment No. 24

On page 21, line 34, strike out "35", and insert "34".

Amendment No. 25

On page 21, line 38, strike out "36", and insert "35".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 1053

Senator Richards moved that Senate Bill No. 1053 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1053—An act to create a flood control district to be called "Antelope Valley Flood Control District"; to provide for the control and conservation of flood, storm and other waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 6, line 6, of the printed bill, after "at.", insert "No action in eminent domain to acquire property or interest therein outside the boundaries of the County of Los Angeles shall be commenced unless the board of supervisors of each affected county has consented to such acquisition by resolution."

Amendment No. 2

On page 19, line 46, strike out "and what part of", and strike out all of lines 47 and 48, and in line 49, strike out "of such indebtedness,".

Amendment No. 3

On page 20, strike out lines 1 and 2, and insert "ness."

Amendment No. 4

On page 21, line 11, strike out "The bonds shall be pay-", and strike out lines 12 through 18 inclusive, and insert "The board may divide the principal amount of any issue into two or more series and fix different dates for the bonds of each series. The bonds of one series may be made payable at different times from those of any other series; provided, that the earliest maturity of each issue or series, as the case may be, shall not be more than two years from the date of the bonds of said issue or series. The final maturity date of any bond shall not exceed 40 years from the date of the bond."

Amendment No. 5

On page 21, strike out lines 32 and 33, and insert "bonds. Interest on the bonds shall not exceed 6 percent per annum, payable semi-annually, except that interest for the first year after the date of the bonds may be made payable at the end of said year."

Amendment No. 6

On page 23, line 22, after the comma, insert "in compliance with any applicable laws and".

Amendment No. 7

On page 25, strike out lines 45, 46 and 47, and insert "Such resolution shall be prima facie evidence that:".

Amendment No. 8

On page 26, line 10, strike out "of", and insert "required by".

Amendment No. 9

On page 27, line 7, strike out "or 13 of", and insert ", 13 or".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 958

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 958

Senator Christensen moved that Senate Bill No. 958 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 958—An act to add Article 4 (commencing at Section 1365) to Chapter 5 of Part 2 of Division 2 of the Water Code, relating to the appropriation of water.

Bill read second time.

Motion to Amend

Senator Christensen moved the adoption of the following amendments:

Amendment No. 1

On page 3, lines 17, of the printed bill, as amended in Senate April 28, 1959, after "supervisors", insert "of each county".

Amendment No. 2

On page 3, line 22, strike out "objections and".

Amendment No. 3

On page 3, strike out lines 24 to 26, inclusive, and insert "and ultimate uses of water in all portions of the watershed of the stream from which the water is sought to be appropriated."

Amendment No. 4

On page 3, line 29, strike out ", including those mentioned in Section 1366,".

Amendment No. 5

On page 3, line 31, after "appropriated", insert "with respect to the county or watershed in which those streams are located".

Amendment No. 6

On page 3, line 40, strike out "needs and".

Amendment No. 7

On page 3, line 40, strike out "of", and insert "in".

Amendment No. 8

On page 3, line 49, strike out "and purposes in said", and insert "in the".

Amendment No. 9

On page 4, strike out line 11, and insert "mate uses in the".

Amendment No. 10

On page 4, line 12, strike out "county or".

Amendment No. 11

On page 4, line 19, strike out "a party", and insert "parties".

Amendment No. 12

On page 4, line 26, strike out "protestants", and insert "parties to a proceeding for an appropriation as set forth in this article".

Amendment No. 13

On page 4, line 27, strike out "specified in Section 1367".

Amendment No. 14

On page 4, line 29, strike out "by", and insert "in the discretion of".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1026
Senate Bill No. 750

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1026

Senator Rodda moved that Senate Bill No. 1026 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1026 An act to add Article 6 (commencing with Section 21380) to Chapter 9, Part 3, Division 5, Title 2 of the Government Code and to add Sections 20230.5, 20750.13, 20750.23, 20750.33 and 20750.43 thereto, relating to the State Employees' Retirement System with respect to the payment of survivors' allowances thereunder.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 3, between lines 26 and 27, of the printed bill, as amended in Senate April 30, 1959, insert

"This section shall not apply to any member whose service is included in the old age, survivors, and disability insurance provisions of the Social Security Act."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 750

Senator Dilworth moved that Senate Bill No. 750 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 750—An act to add Sections 13837, 13838, 14256, 14258, 14259, and 14260 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the providing of survivor allowances in the State Teachers' Retirement System.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 4, 1959, after "to", insert ", and to amend Section 14216 of,".

Amendment No. 2

On page 1, between lines 13 and 14, insert

"SEC. 3. Section 14216 of said code is amended to read:

14216. The State shall contribute annually to the Teachers' Retirement Fund an amount, determined actuarially, which shall equal the sum of:

(a) An amount equal to so much of the benefits to be paid from the Permanent Fund during that year as is not provided by the Permanent Fund contributions based on service after July 1, 1944, of the members receiving such benefits, plus interest at a rate or rates declared annually by the Retirement Board, and by the contributions of employing agencies during that year.

(b) An amount equal to so much of the benefits to be paid from the Retirement Annuity Fund during that year, as is not provided by the accumulated annuity contributions of the members receiving such benefits, and by the contributions of employing agencies during that year.

(c) An amount equal to so much of the survivor benefits to be paid from the Permanent Fund as are in excess of the accumulated contributions and interest in that fund which are not required for the future payment of annuities, refunds and death benefits."

Amendment No. 3

On page 1, line 14, strike out "3", and insert "4".

Amendment No. 4

On page 3, line 39, strike out "SEC. 4", and insert "SEC. 5".

Amendment No. 5

On page 4, line 4, after "from", insert "accumulated contributions and interest in".

Amendment No. 6

On page 4, line 4, strike out ", and", and insert "which are not required for the future payment of annuities, refunds and death benefits. Such allowances".

Amendment No. 7

On page 4, line 13, strike out "SEC. 5", and insert "SEC. 6".

Amendment No. 8

On page 4, line 25, strike out "SEC. 6", and insert "SEC. 7".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 403

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 403

Senator Murdy moved that Senate Bill No. 403 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 403—An act to amend Section 2873 of the Penal Code, relating to prison-made goods.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, strike out "Senator Murdy", and insert "Senators Murdy and McBride".

Amendment No. 2

In line 1 of the title, strike out "amend Section 2873", and insert "add Article 4 (commencing with Section 11190) to Chapter 2 of Title 1 of Part 4".

Amendment No. 3

In line 2 of the title, strike out "prison-made goods", and insert "disposition of prisoners, declaring the urgency thereof, to take effect immediately".

Amendment No. 4

On page 1, strike out line 1, and insert

"SECTION 1. Article 4 (commencing with Section 11190) is added to Chapter 2 of Title 1 of Part 4 of the Penal Code, to read:

Article 4. Western Interstate Corrections Compact

11190. The Western Interstate Corrections Compact as contained herein is hereby enacted into law and entered into on behalf of this State with any and all other states legally joining therein in a form substantially as follows:

WESTERN INTERSTATE CORRECTIONS COMPACT

ARTICLE I

PURPOSE AND POLICY

The party states, desiring by common action to improve their institutional facilities and provide programs of sufficiently high quality for the confinement, treatment and rehabilitation of various types of offenders, declare that it is the policy of each of the party states to provide such facilities and programs on a basis of co-operation with one another, thereby serving the best interests of such offenders and of society. The purpose of this compact is to provide for the development and execution of such programs of co-operation for the confinement, treatment and rehabilitation of offenders.

ARTICLE II

DEFINITIONS

As used in this compact, unless the context clearly requires otherwise:

(a) "State" means a state of the United States, the Territory of Hawaii, or, subject to the limitation contained in Article VII, Guam.

(b) "Sending state" means a state party to this compact in which conviction was had.

(c) "Receiving state" means a state party to this compact to which an inmate is sent for confinement other than a state in which conviction was had.

(d) "Inmate" means a male or female offender who is under sentence to or confined in a prison or other correctional institution.

(e) "Institution" means any prison, reformatory or other correctional facility (including but not limited to a facility for the mentally ill or mentally defective) in which inmates may lawfully be confined.

ARTICLE III

CONTRACTS

(a) Each party state may make one or more contracts with any one or more of the other party states for the confinement of inmates on behalf of a sending state in institutions situated within receiving states. Any such contract shall provide for:

1. Its duration.

2. Payments to be made to the receiving state by the sending state for inmate maintenance, extraordinary medical and dental expenses, and any participation in or receipt by inmates of rehabilitative or correctional services, facilities, programs or treatment not reasonably included as part of normal maintenance.

3. Participation in programs of inmate employment, if any; the disposition or crediting of any payments received by inmates on account thereof; and the crediting of proceeds from or disposal of any products resulting therefrom.

4. Delivery and retaking of inmates.

5. Such other matters as may be necessary and appropriate to fix the obligations, responsibilities and rights of the sending and receiving states.

(b) Prior to the construction or completion of construction of any institution or addition thereto by a party state, any other party state or states may contract therewith for the enlargement of the planned capacity of the institution or addition thereto, or for the inclusion therein of particular equipment or structures, and for the reservation of a specific percentum of the capacity of the institution to be kept available for use by inmates of the sending state or states so contracting. Any sending state so contracting may, to the extent that monies are legally available therefor, pay to the receiving state a reasonable sum as consideration for such enlargement of capacity, or provision of equipment or structures, and reservation of capacity. Such payment may be in a lump sum or in installments as provided in the contract.

(c) The terms and provisions of this compact shall be a part of any contract entered into by the authority of or pursuant thereto, and nothing in any such contract shall be inconsistent therewith.

ARTICLE IV

PROCEDURES AND RIGHTS

(a) Whenever the duly constituted judicial or administrative authorities in a state party to this compact, and which has entered into a contract pursuant to Article III, shall decide that confinement in, or transfer of an inmate to, an institution within the territory of another party state is necessary in order to provide adequate quarters and care or desirable in order to provide an appropriate program of rehabilitation or treatment, said officials may direct that the confinement be within an institution within the territory of said other party state, the receiving state to act in that regard solely as agent for the sending state.

(b) The appropriate officials of any state party to this compact shall have access, at all reasonable times, to any institution in which it has a contractual right to confine inmates for the purpose of inspecting the facilities thereof and visiting such of its inmates as may be confined in the institution.

(c) Inmates confined in an institution pursuant to the terms of this compact shall at all times be subject to the jurisdiction of the sending state and may at any time be removed therefrom for transfer to a prison or other institution within the sending state, for transfer to another institution in which the sending state may have a contractual or other right to confine inmates, for release on probation or parole, for discharge, or for any other purpose permitted by the laws of the sending state; provided that the sending state shall continue to be obligated to such payments as may be required pursuant to the terms of any contract entered into under the terms of Article III.

(d) Each receiving state shall provide regular reports to each sending state on the inmates of that sending state in institutions pursuant to this compact including a conduct record of each inmate and certify said record to the official designated by the sending state, in order that each inmate may have the benefit of his or her record in determining and altering the disposition of said inmate in accordance with the law which may obtain in the sending state and in order that the same may be a source of information for the sending state.

(e) All inmates who may be confined in an institution pursuant to the provisions of this compact shall be treated in a reasonable and humane manner and shall be cared for and treated equally with such similar inmates of the receiving state as may be confined in the same institution. The fact of confinement in a receiving state shall not deprive any inmate so confined of any legal rights which said inmate would have had if confined in an appropriate institution of the sending state.

(f) Any hearing or hearings to which an inmate confined pursuant to this compact may be entitled by the laws of the sending state may be had before the appropriate authorities of the sending state, or of the receiving state if authorized by the sending state. The receiving state shall provide adequate facilities for such hearings as may be conducted by the appropriate officials of a sending state. In the event such hearing or hearings are had before officials of the receiving state, the governing law shall be that of the sending state and a record of the hearing or hearings as prescribed by the sending state shall be made. Said record together with any recommendations of the hearing officials shall be transmitted forthwith to the official or officials before whom the hearing would have been had if it had taken place in the sending state. In any and all proceedings had pursuant to the provisions of this subdivision, the officials of the receiving state shall act solely as agents of the sending state and no final determination shall be made in any matter except by the appropriate officials of the sending state. Costs of records made pursuant to this subdivision shall be borne by the sending state.

(g) Any inmate confined pursuant to this compact shall be released within the territory of the sending state unless the inmate, and the sending and receiving states, shall agree upon release in some other place. The sending state shall bear the cost of such return to its territory.

(h) Any inmate confined pursuant to the terms of this compact shall have any and all rights to participate in and derive any benefits or incur or be relieved of any

obligations or have such obligations modified or his status changed on account of any action or proceeding in which he could have participated if confined in any appropriate institution of the sending state located within such state.

(c) The parent, guardian, trustee, or other person or persons entitled under the laws of the sending state to act for, advise, or otherwise function with respect to any inmate shall not be deprived of or restricted in his exercise of any power in respect of any inmate confined pursuant to the terms of this compact.

ARTICLE V

ACTS NOT REVIEWABLE IN RECEIVING STATE; EXTRADITION

(a) Any decision of the sending state in respect of any matter over which it retains jurisdiction pursuant to this compact shall be conclusive upon and not reviewable within the receiving state, but if at the time the sending state seeks to remove an inmate from an institution in the receiving state there is pending against the inmate within such state any criminal charge or if the inmate is suspected of having committed within such state a criminal offense, the inmate shall not be returned without the consent of the receiving state until discharged from prosecution or other form of proceeding, imprisonment or detention for such offense. The duly accredited officers of the sending state shall be permitted to transport inmates pursuant to this compact through any and all states party to this compact without interference.

(b) An inmate who escapes from an institution in which he is confined pursuant to this compact shall be deemed a fugitive from the sending state and from the state in which the institution is situated. In the case of an escape to a jurisdiction other than the sending or receiving state, the responsibility for institution of extradition proceedings shall be that of the sending state, but nothing contained herein shall be construed to prevent or affect the activities of officers and agencies of any jurisdiction directed toward the apprehension and return of an escapee.

ARTICLE VI

FEDERAL AID

Any state party to this compact may accept federal aid for use in connection with any institution or program, the use of which is or may be affected by this compact or any contract pursuant hereto and any inmate in a receiving state pursuant to this compact may participate in any such federally aided program or activity for which the sending and receiving states have made contractual provision provided that if such program or activity is not part of the customary correctional regimen the express consent of the appropriate official of the sending state shall be required therefor.

ARTICLE VII

ENTRY INTO FORCE

This compact shall enter into force and become effective and binding upon the states so acting when it has been enacted into law by any two contiguous states from among the states of Alaska, Arizona, California, Colorado, Hawaii, Idaho, Montana, Nebraska, Nevada, New Mexico, Oregon, Utah, Washington and Wyoming. For the purposes of this article, Alaska and Hawaii shall be deemed contiguous to each other; to any and all of the states of California, Oregon and Washington; and to Guam. Thereafter, this compact shall enter into force and become effective and binding as to any other of said states, or any other state contiguous to at least one party state upon similar action by such state. Guam may become party to this compact by taking action similar to that provided for joinder by any other eligible party state and upon the consent of Congress to such joinder. For the purposes of this article, Guam shall be deemed contiguous to Alaska, Hawaii, California, Oregon and Washington.

ARTICLE VIII

WITHDRAWAL AND TERMINATION

This compact shall continue in force and remain binding upon a party state until it shall have enacted a statute repealing the same and providing for the sending of formal written notice of withdrawal from the compact to the appropriate officials of all other party states. An actual withdrawal shall not take effect until two years after the notices provided in said statute have been sent. Such withdrawal shall not relieve the withdrawing state from its obligations assumed hereunder prior to the effective date of withdrawal. Before the effective date of withdrawal, a withdrawing state shall remove to its territory, at its own expense, such inmates as it may have confined pursuant to the provisions of this compact.

ARTICLE IX

OTHER ARRANGEMENTS UNAFFECTED

Nothing contained in this compact shall be construed to abrogate or impair any agreement or other arrangement which a party state may have with a non-party state for the confinement, rehabilitation or treatment of inmates nor to repeal any

other laws of a party state authorizing the making of co-operative institutional arrangements.

ARTICLE X

CONSTRUCTION AND SEVERABILITY

The provisions of this compact shall be liberally construed and shall be severable. If any phrase, clause, sentence or provision of this compact is declared to be contrary to the constitution of any participating state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this compact shall be held contrary to the constitution of any state participating therein, the compact shall remain in full force and effect as to the remaining states and in full force and effect as to the state affected as to all severable matters.

11191. Any court or other agency or officer of this State having power to commit or transfer an inmate (as defined in Article II (d) of the Western Interstate Corrections Compact) to any institution for confinement may commit or transfer such inmate to any institution within or without this State if this State has entered into a contract or contracts for the confinement of inmates in said institution pursuant to Article III of the Western Interstate Corrections Compact.

11192. The courts, departments, agencies and officers of this State and its subdivisions shall enforce this compact and shall do all things appropriate to the effectuation of its purposes and intent which may be within their respective jurisdictions including but not limited to the making and submission of such reports as are required by the compact.

11193. The Adult Authority, or the Board of Trustees, California Institution for Women, as appropriate, or its duly authorized representative is hereby authorized and directed to hold such hearings as may be requested by any other party state pursuant to Article IV (f) of the Western Interstate Corrections Compact.

11194. The Director of Corrections is hereby empowered to enter into such contracts on behalf of this State as may be appropriate to implement the participation of this State in the Western Interstate Corrections Compact pursuant to Article III thereof. No such contract shall be of any force or effect until approved by the Director of Finance.

11195. Every prisoner released from a prison without this State to which he has been committed or transferred from this State pursuant to the compact shall be entitled to the same benefits, including, but not limited to money and tools, as are allowed to a prisoner released from a prison in this State.

11196. The provisions of this article shall be severable and if any phrase, clause, sentence, or provision of this article is declared to be unconstitutional or the applicability thereof to any state, agency, person or circumstance is held invalid, the constitutionality of this article and the applicability thereof to any other state, agency, person or circumstance shall, with respect to all severable matters, not be affected thereby. It is the legislative intent that the provisions of this article be reasonably and liberally construed.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Situations now exist in which there is urgent need for the enactment of laws pursuant to which prisoners of one jurisdiction may be transferred to an institution in another, so that these prisoners will receive custody or treatment appropriate for them and conducive to the protection of the people of this State. This act provides that necessary legislation."

Amendment No. 5

On page 1, strike out lines 2 to 20, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 945

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 945

Senator Miller moved that Senate Bill No. 945 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 945—An act to amend Section 128 of, and to add Part 3 (commencing with Section 3501) to Division 1 of, the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 12, of the printed bill, after "California.", insert "This part may be cited as the "Miller-Collier Act." "

Amendment No. 2

On pages 2, lines 32 and 33, strike out "State-extended duration quarter or district-extended", and insert "extended".

Amendment No. 3

On page 2, line 37, strike out " "State extension", and insert " "Extension".

Amendment No. 4

On page 2, strike out lines 49 to 52, inclusive, and on page 3, strike out lines 1 to 9, inclusive.

Amendment No. 5

On page 3, line 10, strike out "(f) "State-extended", and insert "(e) "Extended".

Amendment No. 6

On page 3, line 11, strike out "state".

Amendment No. 7

On page 3, strike out line 12, and insert "0.06."

Amendment No. 8

On page 3, strike out lines 13 to 24, inclusive.

Amendment No. 9

On page 3, line 25, strike out "(h)", and insert "(f)".

Amendment No. 10

On page 3, line 27, strike out "a State-extended duration quarter or district-extended", and insert "an extended".

Amendment No. 11

On page 3, line 30, strike out "(i)", and insert "(g)".

Amendment No. 12

On page 3, line 33, strike out "(j)", and insert "(h)".

Amendment No. 13

On page 3, lines 37 and 38, strike out "State-extended duration quarter of district-extended", and insert "extended".

Amendment No. 14

On page 3, line 40, strike out "(k)", and insert "(i)".

Amendment No. 15

On page 3, line 42, strike out "(l)", and insert "(j)".

Amendment No. 16

On page 3, line 45, strike out the first "state".

Amendment No. 17

On page 3, line 45, strike out "If the state", and strike out lines 46 to 52, inclusive; and on page 4, strike out lines 1 to 30, inclusive.

Amendment No. 18

On page 4, line 31, strike out "3506", and insert "3505".

Amendment No. 19

On page 5, strike out lines 35 to 41, inclusive, and insert "effective date is within an extended duration quarter and the individual filing it is an unemployed exhaustee."

Amendment No. 20

On page 7, strike out lines 47 and 48, and insert "extension ratio equaled or exceeded 0.06. If the extension ratio equaled or exceeded 0.06 in the number of quar-".

Amendment No. 21

On page 8, line 7, strike out "0.25%", and insert "0.20%".

Amendment No. 22

On page 8, line 8, strike out "0.20%", and insert "0.15%".

Amendment No. 23

On page 8, line 9, strike out "0.15%", and insert "0.10%".

Amendment No. 24

On page 8, line 10, strike out "0.10%", and insert "0.05%".

Amendment No. 25

On page 8, after line 36, insert

"CHAPTER 4. RETRAINING BENEFITS

3901. Any unemployed exhaustee who files a claim for extended duration benefits under this part may apply to the department for a determination of potential eligibility for extended duration benefits during a period of retraining.

3902. A determination of potential eligibility for benefits under this chapter shall be issued to an exhaustee if the director finds that his basic skills may be effectively utilized in occupations for which there is a substantial demand in the labor market area.

3903. Notwithstanding the provisions of subdivision (c) of Section 1253, an unemployed exhaustee who is able to work is eligible to receive benefits under this chapter with respect to any week during a period of retraining only if the director finds that: (a) He has been determined potentially eligible under Section 3902.

(b) He submits with each claim a written certification executed by a responsible person connected with the retraining program certifying that he was enrolled and satisfactorily progressing with the retraining course of instruction.

3904. An unemployed exhaustee otherwise eligible for benefits under this chapter shall not be disqualified for refusing suitable employment offered to him, or failing to apply for suitable employment when notified by a public employment office, or for leaving his most recent work, if the acceptance of or applying for suitable employment or continuing the most recent work would require him to terminate his retraining course of instruction.

3905. For purposes of administering the provisions of this chapter all of the provisions of Chapters 1, 2 and 3 of this part not inconsistent with this chapter shall be applicable.

3906. If, prior to satisfactory completion of a retraining course of instruction, an exhaustee fails to submit the certification required by Section 3903, his eligibility for benefits under this chapter shall terminate and he shall not qualify for extended duration benefits until the expiration of a new benefit year established under Part 1 of this division. The provisions of this section shall not be applicable for any week in which, because of his physical or mental condition, the individual is unable to attend the retraining course of instruction.

3907. The director shall adopt authorized regulations for the administration of this chapter."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

RESOLUTIONS

The following resolutions were offered:

By Senator Cameron:

Senate Resolution No. 120

Relating to Clean-up and Paint-up Campaign in Truckee

WHEREAS, The State of California is going to be host to the world at the Winter Olympics in 1960 to be held at Squaw Valley; and

WHEREAS, It is desirable that communities of the State of California, especially those communities situated in the area where the Winter Olympics will be held, should present their best possible appearance; and

WHEREAS, The students of the Tahoe-Truckee High School have provided an example, and established an enviable record in the matter of improving the appearance of the community by a most remarkable and enviable performance where wherein 104 of these teen-agers completed a painting job of a house situated on the property of a religious institution in the unparalleled time of 1 minute, 56½ seconds; and

WHEREAS, This phenomenally fast paint job no doubt establishes a world record in the matter of speed in painting a house and is in keeping with the jet liner, space ship and radio communication era and indicates not only expeditious performance of the task at hand but careful and meticulous planning on the part of the authorities in charge; now, therefore, be it

Resolved, That the Senate of the State of California commends the students and faculty of the Tahoe-Truckee High School, and desires by this resolution to admonish other communities with the scriptural admonition "Go thou and do likewise"; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to present suitably prepared copies of this resolution to Mr. Zeph Rose, general chairman of the Clean-up Campaign, John S. Corbin, District Superintendent of Schools, and Charles W. Sciutto, Principal of the Tahoe-Truckee School.

Resolution read, and unanimously adopted on motion of Senator Cameron.

By Senator McAteer:

Senate Resolution No. 121

Relative to commending Shirley O'Neill

WHEREAS, On May 7, 1959, Miss Shirley O'Neill demonstrated an inspiring degree of courage in her rescue of Albert Kogler from the waters of the Pacific where he had been attacked by a vicious shark; and

WHEREAS, While Albert Kogler was unfortunately fatally injured by the attack of the shark, the example of Miss O'Neill, a student at San Francisco State College, was nonetheless a great and brilliant display of compassion for her fellow man; and

WHEREAS, After Albert Kogler was attacked by the shark he warned Miss O'Neill to return to the shore, but after reaching the shore she obtained a line from a fisherman and returned to the bloody water and swam to the aid of the injured Albert Kogler; and

WHEREAS, Miss O'Neil succeeded in bringing Albert Kogler to the shore and then attempted to save his life; and

WHEREAS, The brave spirit shown by Shirley O'Neill deserves the commendation of the people of this State, and stands out as an example which can truly be admired; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate of the State of California extends to Miss Shirley O'Neill its most sincere commendation and praise; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Miss Shirley O'Neill.

Resolution read, and unanimously adopted on motion of Senator McAteer.

By Senator Short:

Senate Resolution No. 122

Relative to the transportation of agricultural products

WHEREAS, Under present provisions of law certain carriers performing transportation service for the carriage of unmanufactured farm agricultural products from the farm to marketing, processing, or storage facilities are subject to regulation by the Public Utilities Commission; and

WHEREAS, These provisions of law impose burdensome and costly functions upon the Public Utilities Commission and cause serious inconveniences to the producers of agricultural products; and

WHEREAS, Revision of the laws on this subject may be desirable to recognize the unique problems connected with farm products as commodities; and

WHEREAS, The transportation laws presently recognize for some purposes the distinction between the transportation of farm products and other commodities; now, therefore, be it

Resolved by the Senate of the State of California, That the Committee on Rules is hereby directed to assign to an appropriate interim committee for study and report to the Legislature at its 1961 Regular Session the question of the desirability of legislation to exempt from regulation by the Public Utilities Commission carriers performing transportation service between points of production on farms and initial markets, shipping, loading, concentrating and storing points, packing sheds, precooling plants, cold storage plants, canneries and wineries, of unmanufactured agricultural products including sun-dried fruit, ordinary livestock and poultry; also the transportation of feed for livestock and poultry, fertilizer, insecticides and fungicides from local supply points to farms for use in the production of agricultural products.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 78: By Senator Gibson. Relative to congratulating the people of Solano County upon the occasion of the first delivery of water from the Monticello Dam.

Request for Unanimous Consent

Senator Gibson asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 78 at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 78

Senate Concurrent Resolution No. 78—Relative to congratulating the people of Solano County upon the occasion of the first delivery of water from the Monticello Dam.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Dilworth, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE
MOTIONS TO RECONSIDER

Assembly Bill No. 618—An act to add Chapter 4 (commencing at Section 1960) to Part 7, Division 2 of, the Labor Code, relating to firefighters.

Motion to Reconsider Assembly Bill No. 618

Pursuant to his motion previously made, Senator Richards moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 618 was refused passage.

The roll was called, and Assembly Bill No. 618 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Thompson—31.

NOES—Senator Stiern—1.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 618

Assembly Bill No. 618—An act to add Chapter 4 (commencing at Section 1960) to Part 7, Division 2 of, the Labor Code, relating to firefighters.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Cobey, Collier, Erhart, Farr, Fisher, Hollister, Holmdahl, McAteer, McBride, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Thompson—23.

NOES—Senators Burns, Byrne, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, McCarthy, Murdy, Stiern, and Williams—11.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 757—An act to add Section 16865 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to fire extinguishers carried on school buses.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 757?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 25, 1959, strike out "16864", and insert "16865".

Amendment No. 2

On page 1, line 1, strike out "16864", and insert "16865".

Amendment No. 3

On page 1, line 4, strike out "16864", and insert "16865".

Amendments Adopted by the Assembly on April 22, 1959

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate March 25, 1959, after "with", insert "one or more".

Amendment No. 2

On page 1, line 6, after "Underwriters", insert ", Underwriters' Laboratories Incorporated,".

Amendment No. 3

On page 1, line 6, after "any", insert "other".

Amendment No. 4

On page 1, lines 7 and 8, strike out "and approved by the Superintendent of Public Instruction".

Amendment No. 5

On page 1, strike out lines 10 to 14, inclusive, and in line 15, strike out "school authorities.", and insert

"Each school bus shall be equipped with one or more fire extinguishers with an aggregate rating of at least 8-B, C units, as rated by the Underwriter's Laboratories Incorporated."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 757 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—34.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 133—An act to amend Section 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 First Extraordinary Session), relating to the Vallejo Sanitation and Flood Control District.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 133?

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "four", and insert "two".

Amendment No. 2

On page 1, line 8, strike out "$4,500", and insert "$2,500".

The roll was called, and the Senate refused to concur in Assembly amendments to Senate Bill No. 133 by the following vote:

AYES—Senators Beard, Cameron, and Richards—3.
NOES—Senators Arnold, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Teale, Thompson, and Williams—31.

Consideration of Assembly Amendments

Senate Bill No. 271—An act to add Sections 24100.1, 24101.1, 24101.2, 24101.3, and 24101.4 to, and to amend Section 24108 of, the Health and Safety Code, relating to health, sanitation, and safety in water sports and recreation.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 271?

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate April 17, 1959, strike out "superintendent", and insert "superintend".

Amendment No. 2

In line 2 of the title of the printed bill, as amended in the Assembly May 1, 1959, strike out "Section", and insert "Sections 24107 and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2, after line 11, insert

"SEC. 6. Section 24107 of said code is amended to read:

24107. Any nuisance maintained in violation of this article may be abated or enjoined in an action brought by a local [board of health] *health officer*, or the state department, or it may be summarily abated in the manner provided by law for the summary abatement of other public nuisances dangerous to health."

Amendment No. 4

On page 2, line 12, strike out "SEC. 6", and insert "SEC. 7".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 271 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 412—An act to repeal Section 23373 of the Business and Professions Code, relating to alcoholic beverages.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 412?

Amendment No. 1

On page 1, line 1, of the printed bill, before "Section", insert "SECTION 1."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 412 by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 604—An act to amend Sections 1227, 1228, 1316, 1413 and 1416, and to repeal Section 1414, of the Financial Code, relating to loans.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 604?

Amendment No. 1

On page 3, between lines 8 and 9, of the printed bill, insert

"(c) The loan is one in which the Small Business Administration co-operates through agreements to participate on an immediate or deferred basis under the Small Business Act, as amended."

Amendment No. 2

On page 4, after line 24, insert

"(c) The loan is one in which the Small Business Administration co-operates through agreements to participate on an immediate or deferred basis under the Small Business Act, as amended."

Amendment No. 3

On page 3, line 41, of the printed bill, as amended in Assembly April 23, 1959, strike out "lease", and insert "least".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 604 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 772—An act to amend Section 69844 of, and add Sections 71614.5, and 72050.5 to, the Government Code, relating to the keeping of court records.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 772?

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Senate April 3, 1959, after "date", insert "or failure to enter the order, judgment, or decree within the time specified in this section".

Amendment No. 2

On page 1, line 8, strike out "impair", and insert "affect".

Amendment No. 3

On page 1, line 11, strike out "Every judge of a justice court", and insert "The clerk of every justice court, or the judge if there be no clerk,".

Amendment No. 4

On page 1, line 16, after "date", insert "or failure to enter the order, judgment, or decree within the time specified in this section".

Amendment No. 5

On page 1, line 16, strike out "impair", and insert "affect".

Amendment No. 6

On page 1, line 24, after "date", insert "or failure to enter the order, judgment, or decree within the time specified in this section".

Amendment No. 7

On page 1, line 24, strike out "impair", and insert "affect".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 772 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 835—An act to add Section 4746.1 to the Health and Safety Code, relating to certificates of indebtedness of a county sanitation district.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 835?

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 24, 1959, between the enacting clause and line 1, insert

"SECTION 1. Section 4746.1 is added to the Health and Safety Code, to read".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 835 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Above bill ordered enrolled.

Request for Unanimous Consent

At 3.45 p.m., Senator Cobey asked for, and was granted, unanimous consent to have the record show that he was excused to appear before an Assembly committee.

Consideration of Assembly Amendments

Senate Bill No. 956—An act to amend Section 1421 of the Health and Safety Code, relating to hospitals and nursing homes.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 956?

Amendment No. 1

On line 7, of the printed bill, strike out "authority to inspect license," and insert "the authority to verify compliance with this chapter, investigate unlicensed facilities, inspect licensed facilities,".

Amendment No. 2

On line 14, strike out "of", and insert "as interpreted by".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 956 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 1092—An act to add Sections 5721 and 5722 to, and to amend Section 10506 of, the Education Code as enacted at the 1959 Regular Session, relating to tuition fees for nonresident junior college students.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1065—An act to add Section 24054 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to audit of state college funds.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in the Senate April 28, 1959, after "Finance", insert ", or a public accountant selected by the organizations or funds hereafter described and approved by the Department of Finance,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1027—An act to amend Sections 25608 and 25852 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to deaf and blind pupils.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1029—An act to amend Sections 31219 and 1251 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to scholarships.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1113—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 2, line 45, of the printed bill, after the period, insert "Such waiver shall operate only against an action brought on a claim founded on this section and shall not affect any other claim or right of action of the buyer, including, but not limited to, a claim or right of action founded on fraud."

Amendment No. 2

On page 2, line 49, strike out "the buyer the", and strike out lines 50 to 52, inclusive, and insert "against the buyer's claim the depreciation in value resulting from a decline in market value of the vehicle."

Amendment No. 3

On page 4, lines 17 and 18, strike out "and before sale lawfully occurs".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 1028—An act to amend Sections 27365, 27561 and 28256 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to libraries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "proper", and insert "appropriate".

Amendment No. 2

On page 1, line 9, strike out "proper", and insert "appropriate".

Amendment No. 3

On page 1, line 15, strike out "proper", and insert "appropriate".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 160—An act to add Section 259.3 to, to add Article 4.5 (commencing at Section 1044) to Chapter 16, Division 3 of, and to amend Section 1026 of, the Probate Code, relating to the right of nonresident aliens to inherit property in this State.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, lines 5 and 6, of the printed bill, strike out ", at the time of the decedent's death,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Rules.

Senate Bill No. 641—An act to amend Section 86 of the Agricultural Code, relating to district agricultural associations.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in Senate April 8, 1959, after "seal," insert "and may".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 244—An act to add Article 3 (commencing at Section 160.97) to Chapter 1A of Division 2 of, and to repeal Section 160.96 of, the Agricultural Code, relating to pest control.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 346—An act to add Section 1247b to the Code of Civil Procedure, relating to evidence in eminent domain proceedings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 785—An act to amend Section 689b of the Code of Civil Procedure, relating to attachment and execution.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 923—An act to repeal Sections 863, 864, 865, and 866 of, and to add Sections 863, 864, 865, 866, and 866.5 to, and to amend Sections 867 and 868 of, the Welfare and Institutions Code, relating to reimbursement of counties for their cost of care and maintenance of juvenile court wards.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 825—An act to amend Section 13855 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to teachers' retirement.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1128—An act to amend Section 25465 of the Government Code, relating to contracts for public works.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 7—An act to amend Section 172a of the Penal Code, relating to sale or gift of intoxicating liquors near certain universities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 597—An act to repeal Sections 65004, 65060 and 65061, and Articles 1.5 (commencing at Section 65020) and 2 (commencing at Section 65030) of Chapter 1 of Title 7, to amend Section 65062, and to add Chapter 1.5 (commencing at Section 65011.1) to Title 7, of the Government Code, relating to state, regional and local planning, establishing a State Office of Planning in the Department of Finance, providing for and assigning powers and duties to such office, and creating an advisory committee for the office.

Bill read second time.

Motion to Re-refer Senate Bill No. 597

Senator McBride moved that Senate Bill No. 597 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 813—An act to add Sections 19464, 19465, and 19466 to the Business and Professions Code, relating to horseracing.

Bill read second time.

Motion to Re-refer Senate Bill No. 813

Senator McBride moved that Senate Bill No. 813 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1093—An act to repeal Sections 172, 172a, 172b, 172d, and 172.5 of the Penal Code, and to amend Section 23789 of, and to add Section 23789.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 122—An act to amend Section 87 of the Agricultural Code, relating to district agricultural associations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 73.1 to,".

Amendment No. 2

In line 1 of the title, after "Code," insert "and to amend Section 19534 of the Business and Professions Code, and Section 19537 of the Business and Professions Code as proposed by Assembly Bill No. 1755, as amended in Assembly April 9, 1959."

Amendment No. 3

In line 2 of the title, strike out "district agricultural associations", and insert "fairs, including racing thereat."

Amendment No. 4

On page 1, line 26, strike out "this act", and insert "Section 1".

Amendment No. 5

On page 2, after line 17, insert

"SEC. 3. Section 73.1 is added to the Agricultural Code, to read:

73.1. The California State Fair and Exposition, with the approval of the Department of Finance, may arrange for and conduct or cause or by contract permit to be conducted by any person or public body at any time, upon property under its jurisdiction and control any activity deemed desirable by the Board of Directors and the Department of Finance and may lease or license the use of any part of real estate or personal property under its jurisdiction and control to any person or public body for whatever purpose may be approved by the Board of Directors and the Department of Finance.

SEC. 4. Section 19534 of the Business and Professions Code is amended to read:

19534. In each county of the third class, but outside the additional area included in counties of the second class, the board may allow not to exceed 14 racing days per year in each county, *except that the board may allow the California State Fair and Exposition in Sacramento County not to exceed 28 racing days per year*.

In addition, in counties of the third class having a population of over 200,000, but outside of the additional area included in counties of the second class, the board may allow not to exceed 25 racing days additional per year.

SEC. 5. Section 19537 of the Business and Professions Code, as proposed by Assembly Bill No. 1755, as amended in Assembly April 9, 1959, is amended to read:

19537. In each county of the third class, but outside any area lying within 20 miles of the exterior boundary of a county of the second class, the board may allow not to exceed 14 racing days per year, *except that the board may allow the California State Fair and Exposition in Sacramento County not to exceed 28 racing days per year*.

In addition, in each county of the third class with a population of over 200,000, but outside any area lying within 20 miles of the exterior boundary of a county of the second class, the board may also allow not to exceed 25 additional racing days per year.

SEC. 6. Section 5 of this act shall become operative only if Assembly Bill No. 1755, as amended in Assembly April 9, 1959, is enacted by the Legislature at its 1959 Regular Session, and in such case, at the same time as Assembly Bill No. 1755, as amended in Assembly April 9, 1959, takes effect; at which time Section 19534 of the Business and Professions Code, as amended by Section 4 of this act is repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 679—An act to amend Sections 68200, 68201 and 68202 of, and to repeal Sections 68203 and 68204 of the Government Code, relating to the compensation of the justices and judges of courts of record.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate March 31, 1959, strike out ", 68201, and 68202", and insert "and 68201".

Amendment No. 2

In line 2 of the title, strike out "68203", and insert "68202, 68203,".

Amendment No. 3

In line 3 of the title, strike out ", of, and insert "of, and to add Section 68547 to,".

Amendment No. 4

In lines 3 and 4 of the title, strike out "compensation of the".

Amendment No. 5

On page 1, strike out lines 8 and 9 and insert "preme Court is twenty-eight thousand dollars ($28,000)."

Amendment No. 6

On page 1, line 13, strike out "indicates", and insert "indicated".

Amendment No. 7

On page 1, strike out line 22, and insert "seven thousand dollars ($7,000).

(e) Judge of the municipal court, nine thousand five hundred dollars ($9,500)."

Amendment No. 8

On page 2, strike out lines 6 to 13, inclusive, and insert

"SEC. 3. Sections 68202, 68203, and 68204 of said code are repealed.

SEC. 4. Section 68547 is added to said code, to read:

68547. Each justice or judge assigned by the Chairman of the Judicial Council to another court of a like or higher jurisdiction pursuant to Section 1a, Article VI of the State Constitution has no authority to refuse such assignment and shall forthwith accept such assignment and shall sit and hold court as so assigned."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 187—An act to amend Section 2468 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to reorganization of school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 871—An act to add Section 10504.1 to the Water Code, relating to appropriation of water.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 873—An act to amend Sections 10504 and 10505 of and to add Sections 10504.2, 10504.5, and 10507 to, the Water Code, relating to applications for the appropriation of unappropriated water.

Bill read second time, ordered engrossed, and to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 3.30 p.m., on motion of Senator McCarthy, further proceedings under the call of the Senate were dispensed with.

President pro Tempore of the Senate Presiding

At 3.30 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 1—Relative to military closures.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2, line 12, of the printed measure, after "States", strike out the period, and insert ", and to the Interstate Co-operation Committee of the California Senate."

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 1988—An act to add Section 27271 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to county free libraries.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1981—An act to amend Sections 7201 and 7210 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school libraries affiliating with county libraries.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1983—An act to add Section 27000 to Article 1, of Chapter 1, of Division 20, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to public libraries.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1701—An act to add Section 655 to the Unemployment Insurance Code, relating to excluded services.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1859—An act to amend Section 1176 of the Insurance Code, relating to mortgage loan investments.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1956—An act to amend Sections 1719, 1724, 1751, and 1887 of the Insurance Code, relating to insurance licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 964—An act to repeal Sections 1653 and 1654 of the Insurance Code, as enacted by the Legislature at the 1959 Regular Session, relating to producers' licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 970—An act to amend Section 1765 of the Insurance Code as amended by Chapter 4 of the Statutes of 1959 and to add Section 1765.1 to the Insurance Code, relating to qualifications for surplus line brokers and special lines surplus line brokers.

Bill read second time.

Motion to Re-refer Assembly Bill No. 970

Senator McBride moved that Assembly Bill No. 970 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1802—An act to add Section 1633.5 to the Insurance Code, relating to insurance licensing.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2019—An act to add Section 14804.1 to the Financial Code, relating to credit unions.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1836—An act to add Section 11580.2 to the Insurance Code, relating to uninsured motorist coverage.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 3, line 3, of the printed bill, as amended in Assembly April 27, 1959, strike out "The applicable limits", and strike out lines 4 to 13, inclusive.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1391—An act to amend Sections 2981 and 2982 of the Civil Code, relating to conditional sales.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 2, line 20, of the printed bill, as amended in Assembly March 30, 1959, strike out "based upon the unpaid balance", and insert "included in the time price differential".

Amendment No. 2

On page 3, line 12, strike out ". Any", and insert "; provided, any".

Amendment No. 3

On page 3, line 13, strike out "based upon the unpaid balance, Item 6, unless", and insert "may be".

Amendment No. 4

On page 3, line 14, strike out ", shall be", and insert "if".

Amendment No. 5

On page 3, line 15, strike out "and included in the contract balance".

Amendment No. 6

On page 3, line 25, strike out ", plus any cost for credit life or disability insurance required by Item 4 to be separately stated".

Amendment No. 7

On page 4, line 45, after the period, insert "Such persons shall be liable for any deficiency after sale of the repossessed motor vehicle only if notice has been given pursuant to this subdivision.

(h) No such contract shall contain any provision by which, in the absence of default by the buyer in the performance of any of his obligations under the contract, the holder may accelerate the maturity of any part or all of the amount owing thereunder or repossess the motor vehicle."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2008—An act to add Section 21804.1 to the Education Code, as enacted at the 1959 Regular Session, relating to school district bonding capacity.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Assembly April 22, 1959, after "resolution", insert "filed with the county auditor".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1109—An act to amend Section 496 of the Penal Code, relating to stolen property.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1159—An act to amend Section 71601 of the Government Code, relating to justice courts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1205—An act to amend Section 1107 of the Code of Civil Procedure, relating to prerogative writs.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1293—An act to amend Section 3052 of the Civil Code, relating to possessory liens.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1406—An act to amend Section 753 of, and to add Section 753.1 to, the Code of Civil Procedure, relating to actions for partition of property.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1449—An act to repeal Section 170.5 of the Code of Civil Procedure, relating to peremptory challenges of judges.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1520—An act to amend Sections 75 and 170 of the Code of Civil Procedure, and Sections 75002, 75003, and 75028 of the Government Code, relating to the assignment of judges.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 402—An act to repeal Sections 367d and 367e of the Penal Code and to amend Section 23102 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, all relating to driving a vehicle while under the influence of intoxicating liquor.

Bill read second time, and ordered to third reading.

Assembly Bill No. 627—An act to add Section 329.5 to the Code of Civil Procedure, relating to the statute of limitations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 927—An act to add Section 201a to, and to amend Section 225 of, the Code of Civil Procedure, relating to trial juries.

Bill read second time, and ordered to third reading.

Assembly Bill No. 944—An act to amend Section 1550.1 of the Penal Code, relating to hearings in extradition proceedings.

Bill read second time, and ordered to third reading.

Assembly Bill No. 951—An act to amend Section 715.3 of the Civil Code, relating to restraints upon alienation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 952—An act to amend Section 2934a of the Civil Code, relating to the substitution of trustee under trust deed.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1218—An act to amend Section 190.1 of the Penal Code, relating to offenses for which the penalty is death or life imprisonment.

Bill read second time, and ordered to third reading.

Assembly Bill No. 885—An act to add Chapter 4 (commencing at Section 1700) to Part 6, Division 2 and to repeal Sections 1650 to 1663, inclusive, of the Labor Code, relating to artists' managers.

Bill read second time.

Motion to Re-refer Assembly Bill No. 885

Senator McBride moved that Assembly Bill No. 885 be re-referred to Committte on Finance.

Motion carried.

Assembly Bill No. 910—An act to amend Section 14370 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state teachers' disability annuity.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 912—An act to amend Sections 14064 and 14068 of, the Education Code as enacted at the 1959 Regular Session, relating to State Teachers' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 972—An act to repeal Article 4.5 (commencing at Section 20215) of Chapter 2, Part 3, Division 5, Title 2 of, and to add Section 20209 to, the Government Code, relating to investment of money in the State Employees' Retirement Fund.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 973—An act to amend Sections 20024 and 20024.01 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 975—An act to amend Section 21361 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 976—An act to amend Section 20330 of the Government Code, relating to membership in the State Employees' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 977—An act to amend Sections 20023.1, 20393, 20600.5, 21021.5, and 21360 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 978—An act to add Sections 20988 and 21338 to, to amend Section 21706 of, and to repeal Section 21703 of, the Government Code, relating to the State Employees' Retirement System in respect to the integration therein of federal old age and survivors' insurance coverage.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 980—An act to amend Sections 20865, 20950, 20950.5, 20951, 20952, 20952.5, 20952.6, 20953, and 21365.5, and to repeal Section 20806, of the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 982—An act to amend Sections 20560, 20606, and 20834 of, to add Sections 20465 and 20933.5 to, and to repeal Sections 20019.1, 20019.2, 20606.1, and 20608.1 of, the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 990—An act to add Sections 23661.5 and 23661.6 to the Business and Professions Code, and to add Section 32110 to the Revenue and Taxation Code, relating to alcoholic beverages.

Bill read second time.

Motion to Re-refer Assembly Bill No. 990

Senator McBride moved that Assembly Bill No. 990 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1025—An act to amend Sections 13853 and 13854 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement Board.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1194—An act to amend Section 23384 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1194

Senator McBride moved that Assembly Bill No. 1194 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1359—An act to amend Section 20009.1 of the Government Code, relating to employees' retirement system.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1381—An act to amend Section 9359.1 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1815—An act to amend Sections 23358, 23360, 23361, and 23362 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1891—An act to add Section 22155 to the Government Code, relating to combination of retirement and social security plans.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2101—An act to add Section 14699 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to district retirement salary plans.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 608—An act to amend Section 14273 of the Government Code, relating to public works contracts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1342—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1973—An act to amend Section 172b, of the Penal Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2004—An act to add Section 9006.1 to the Welfare and Institutions Code, relating to meetings of local mental health advisory boards.

Bill read second time, and ordered to third reading.

Assembly Bill No. 203—An act to amend Section 23789 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly March 26, 1959, after "issuance", insert ", other than renewal or ownership transfer,".

Amendment No. 2

On page 1, line 7, after "issuance", insert ", other than renewal or ownership transfer,".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1193—An act to amend Section 172 of the Penal Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 172.1 to,".

Amendment No. 2

On page 2, after line 25, insert

"SEC. 2. Section 172.1 is added to said code, to read:

172.1. No provision of law shall prevent the possession or use of wine on any state university, state college or junior college premises solely for use in experimentation in or instruction of viticulture, enology, domestic science or home economics."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2089—An act to amend Section 23104 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "insurance company", and insert "insurer".

Amendment No. 2

On page 1, lines 10 and 11, strike out "insurance company", and insert "insurer".

Amendment No. 3

On page 1, line 13, strike out "insurance company", and insert "insurer".

Amendment No. 4

On page 1, line 19, after "merchandise", insert ", and shall provide thereon that it was not affixed by the manufacturer".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 368—An act to add Section 906.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to legal counsel for school districts.

Motion to Retain Place on File

Senator Rattigan moved that Assembly Bill No. 368 be passed on file and retain its place.

Motion carried.

THIRD READING OF SENATE BILLS

Senate Bill No. 588—An act to amend Sections 70, 73, and 79 of, and to add Sections 69.5, 70.1, 70.5, 70.6, and 73.5 to, the Civil Code, and to amend Section 10350 of the Health and Safety Code, relating to marriage.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 4, line 19, of the printed bill, as amended in Senate May 13, 1959, strike out "age", and insert "date of birth".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

RECESS

At 3.50 p.m., on motion of Senator McBride, the Senate recessed until 5.50 p.m.

REASSEMBLED

At 5.51 p.m., the Senate reconvened.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Gibson, Cameron, and Byrne as a Senate Committee on Conference concerning Senate Bill No. 133 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

ADJOURNMENT

At 5.54 p.m., on motion of Senator Fisher, the President declared the Senate adjourned until 11 a.m., Friday, May 15, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-SEVENTH LEGISLATIVE DAY

NINETY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Friday, May 15, 1959

The Senate met at 11 a.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, grant us to so stock our minds and souls with such spiritual reserves that when "the slings and arrows of outrageous fortune" have done their worst, we shall still be at our best—undefeated. Grant us to know that these reserves do not come easily, but by loving God with all one's mind, heart, soul, and strength; and one's neighbor as oneself. Give us vision to see that this is not only the height of idealism, but also the most solid realism. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Coombs, on motion of Senator Johnson, due to illness.

CALL OF THE SENATE

Senator O'Sullivan moved a call of the Senate.

Motion carried. Time, 11.04 a.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Hartley, Miss Mary Howie, and the following students of Adeline E. Kent School: Dale Anderson, Annette Bettincourt, Roberta Bray, Ronald Chin, Sharon Cooney, John Contos, Terry Chambers, Steven Cook, Kathy De France, Ken Gaetjen, Barbara Gommo, Michael Herman, Patricia Hrisides, Jacqueline McLeran, Maria Massagli, Robert Moore, Michael Nehm, Grace Parylewicz, Marilyn Plant, Joseph Smith, William Skarich, Ronette Smillie, Paul Tietjen, Richard Webb, Penny Weills, Linn Wiklund, and Francine Zita.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. George Brown of Bakersfield, the son and daughter-in-law of Senator Brown.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Barbara Lang Hayes, City Attorney of Carlsbad.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of St. Philomene School: Roserite Badenhoop, Barry Baldwin, Joseph Banks, Marybelle Bateman, Judith Bazora, Thomas Cannon, Ronald Cook, Sue Ann Deutsch, Mary Doyle, Craig Felix, Geoffrey Fischer, Quin Frazer, James Gerhardt, James Glanville, Marilyn Gruneisen, Mary Guheen, Michael Hayes, Jane Humenny, Joann Iwanski, Edward Illig, Nancy Kassis, Diann Keck, Mary K. Kerr, Margaret Kinstler, Stuart Kirk, Rosella Lane, Carol Langenbahn, Rosemary Leahy, Pamela Liske, Gary Malchow, Akbert Mellon, Jerome Merz, Priscilla Meyer, John Mortenson, Barbara McGillivray, Michael McLaughlin, John McNally, Pamela Nelson, Thomas Nissen, Karen O'Gara, John Parent, Stephen Pedro, Arthur Plourde, Patricia Reynolds, Ronald Riley, Esther Rubio, Paul Ryan, Clare Schenk, Michael Schiavo, Stephen Schumaker, Paul Smith, Thomas Tanner, Michael Vernetti, and Judith Williams.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. White, and the following students of Johnstonville Elementary School: James Watters, Danny Specht, Rickey Moore, Judy Laymon, Lynette Keith, Jeraldine Bradshaw, Charlotte Fennel, and Patricia Taylor.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Dick Ravenhorst, principal; and the following students of Hanford Christian School: Karl Dryfhout, John Kuchenbaker, Lynnel Tos, Linda Veunema, and Mary Vryhof.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to H. Pasma, J. Vander Ark, and the following students of Ripon Christian Grammar School: James Beuving, Peter Boss, Keith Bulthius, Bobby De Jong, Robert De Jong, Wayne Douma, Bud DenOuden, Wilma Dykshooen, Nancy Eggink, Rebecca Foulks, Conrad Greydanus, Joyce Groen, Joann Hibma, Andy Hekman, Richard Maliepaard, Harold Meyering,

Edna Kamps, Charles Pasma, Dennis Rienstra, Barbara Roos, Nancy Scholten, Margaret VanderVeen, Carole Van Houten, Caroline Vander-Meulen, Becky Viss, Robert Weststeyn, Clarence Westra, Barbara Eggink, Diane Zuidervaart, and James Nienhius.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Walter Pauley and Randolph Pauley of Mojave.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Celestine E. Dunkin, Virgil T. Dunkin, Beatrice R. Dunkin, Judy Dunkin, and Dierdra Dunkin of Fresno.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jane Tipton and Mrs. Marjorie Saville of Fresno.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Salina Johnson, Mrs. Mary Logan, and the following students of La Sierra High School: Michael Abshear, William Asche, Bart Barkley, Roy Bartholomew, Cary Berg, Victor Bockmann, Judy Cahill, Jerry Craven, Marian Dunham, Bart Eisner, Carol Graves, Betsy Gutenberger, Barbara Hagen, Sue Harrington, Robert Herzog, Bruce Johnson, Gary Lee, Barbara Lindroth, Josie Lopez, Dennis Maulsby, Elaine Muirhead, Irene O'Callaghan, Larry Perkins, John Perkins, Harvey Priddy, Ross Rains, Gerald Ritter, Marjorie Royston, Scott Shultz, Judy Sjolund, Lee Stites, and Lonna Wilson.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Murchie, Mrs. Floyd, Mrs. King, and the following students of Oakley Elementary School: Ren Adams, Tommy Bellah, Catherine Brown, Claudette Bryant, Ida Crotts, Scotty Cunningham, Sandra Dowling, Carolyn Floyd, Ronnie Gaston, Vernon Huggins, Ronald Joseph, Charles King, Wayne Sharer, Pamela Sorenson, Hershall Walkup, and Patricia Wood.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 14, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted as amended:

Senate Concurrent Resolution No. 74

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above resolution ordered to unfinished business file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 275—An act to amend Sections 682.1 and 682.2 of the Code of Civil Procedure, relating to writs of execution;

Senate Bill No. 514—An act to amend Sections 3203, 3234, and 3403 of, and to add Section 3407.5 to, the Public Resources Code, relating to oil and gas;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of May, 1959, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 7
Senate Bill No. 346
Senate Bill No. 785
Senate Bill No. 825
Senate Bill No. 923
Senate Bill No. 1027
Senate Bill No. 1029
Senate Bill No. 1092
Senate Bill No. 1093
Senate Bill No. 1128

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 122
Senate Blil No. 641
Senate Bill No. 1028
Senate Bill No. 1065
Senate Constitutional Amendment No. 22

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 588

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 78

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 679

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 1106

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

Request for Unanimous Consent

Senator Williams asked for, and was granted, unanimous consent to take up Senate Bill No. 1106 at this time, for consideration of committee amendments.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1106—An act to add Chapter 8 (commencing with Section 12930) to Part 6 of Division 6 of the Water Code, relating to provision for the development of the water resources of the State by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1960.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate May 5, 1959, after "12931." insert "The object of this chapter is to provide funds to assist in the construction of a state water resources development system for the State of California. Said system shall be comprised of the State Water Facilities as defined in Section 12934(d) hereof and such additional facilities as may now or hereafter be authorized by the Legislature as a part of (1) the Central Valley Project or (2) the California Water Plan. The enactment of this chapter shall not be construed as creating any right to water or the use thereof nor as affecting any existing legislation with respect to water or water rights nor shall anything herein contained affect or be construed as affecting vested water rights. The fact that any facilities heretofor authorized as a part of the Central Valley Project are acquired or constructed with funds made available hereunder shall not affect the character or status of such facilities as a part of the Central Valley Project.
12932."

Amendment No. 2

On page 2, line 5, strike out "12932", and insert "12933".

Amendment No. 3

On page 2, line 14, strike out "12933", and insert "12934".

Amendment No. 4

On page 2, line 19, strike out "12932", and insert "12933".

Amendment No. 5

On page 2, line 23, strike out "12934", and insert "12935".

Amendment No. 6

On page 2, line 24, strike out "Project", and insert "Facilities".

Amendment No. 7

On page 2, line 46, after "Santa Clara;" insert "a Pacheco Pass Tunnel aqueduct from San Luis Reservoir near Los Banos in Merced County to a terminus in Pacheco Creek in Santa Clara County;".

Amendment No. 8

On page 3, line 12, after "utilities", insert "and highways".

Amendment No. 9

On page 3, line 19, strike out ", except that of the total amount"; and strike out lines 20, 21, and 22; and in line 23, strike out "ties for local areas".

Amendment No. 10

On page 3, strike out lines 24 and 25; and in line 26, strike out "State.", and insert "12935."

Amendment No. 11

On page 3, line 29, strike out "Project", and insert "Facilities".

Amendment No. 12

On page 3, line 35, strike out "12935", and insert "12936".

Amendment No. 13

On page 3, line 46, after "series.", insert "The committee may fix different dates for the bonds of each series and the bonds of any series may be made to mature and become payable at different times from those of any other series, provided that the maturity dates of each separate series shall comply with the provisions of this section."

Amendment No. 14

On page 3, line 47, strike out "12936", and insert "12937".

Amendment No. 15

On page 4, line 16, strike out "12936", and insert "12937".

Amendment No. 16

On page 4, line 26, after "with", insert "simple".

Amendment No. 17

On page 4, lines 27 and 28, strike out "compounded semi-annually".

Amendment No. 18

On page 4, line 31, strike out "Project", and insert "Facilities".

Amendment No. 19

On page 4, line 37, strike out "Project", and insert "Facilities".

Amendment No. 20

On page 4, line 41, after "3.", insert "Transfer to the California Water Fund as reimbursement for funds utilized from said fund for construction of State Water Facilities."

4."

Amendment No. 20.5

On page 4, line 42, strike out "and (2)", and insert "(2), and (3)".

Amendment No. 21

On page 4, line 43, strike out "12936", and insert "12937".

Amendment No. 22

On page 4, strike out lines 45 to 50, inclusive, and insert "(a) of this Section 12937, shall, during the time any of the bonds authorized herein are outstanding, be deposited in a special account in the California Water Resources Development Bond Fund and are hereby appropriated for use and shall be available for expenditure by the department for acquisition and construction of the state water resources development system as described in Section 12931 hereof."

Amendment No. 23

On page 5, line 3, strike out "State", and insert "department, subject to such terms and conditions as may be prescribed by the Legislature,".

Amendment No. 24

On page 5, line 4, after "power", insert ", or for other services and facilities,".

Amendment No. 25

On page 5, line 5, strike out "Project", and insert "Facilities".

Amendment No. 26

On page 5, line 22, after "revenues", insert ", subject to the priorities herein set forth,".

Amendment No. 27

On page 5, line 29, strike out "Project", and insert "Facilities".

Amendment No. 28

On page 5, line 36, strike out "12937", and insert "12938".

Amendment No. 29

On page 5, line 39, strike out "12934", and insert "12935".

Amendment No. 30

On page 5, line 45, strike out "Project", and insert "Facilities".

Amendment No. 31

On page 5, line 45, after "defined.", insert "Of the total amount of the bonds authorized herein, one hundred thirty million dollars ($130,000,000) and no more shall be available exclusively for the provision of water development facilities for local areas as set forth in subdivision (d)(6) of Section 12934. All moneys in the California Water Fund and all accurals thereto are hereby appropriated to the department for expenditure and allocation by the department without regard to fiscal years for the state water development system as defined in Section 12931 except that in any year the Legislature may appropriate any money in the California Water Fund for any lawful purpose."

Amendment No. 32

On page 5, line 46, strike out "12938", and insert "12939".

Amendment No. 33

On page 5, line 48, strike out "Project", and insert "Facilities".

Amendment No. 34

On page 6, line 5, strike out "12939", and insert "12940".

Amendment No. 35

On page 6, line 21, strike out "12940", and insert "12941".

Amendment No. 36

On page 6, line 30, strike out "12941", and insert "12942".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Motion to Print With a Rush Order

Senator Williams moved that Senate Bill No. 1106 be sent to print with a rush order.

Motion carried.

Committee on Judiciary

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 539

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules with the further recommendation that it be re-referred to an appropriate interim committee.

HOLMDAHL, Vice Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 754

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

HOLMDAHL, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 542
Senate Bill No. 712
Senate Bill No. 734
Senate Bill No. 1076
Assembly Bill No. 310
Assembly Bill No. 379
Assembly Concurrent Resolution No. 66

Has had the same under consideration, and reports the same back with the recommendation: Do pass (Be adopted).

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

Committee on Rules

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Constitutional Amendment No. 31
Senate Joint Resolution No. 22
Senate Joint Resolution No. 23
Senate Concurrent Resolution No. 70
Senate Concurrent Resolution No. 72
Senate Concurrent Resolution No. 77

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Elections

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 1455
Assembly Bill No. 1456

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Bill No. 499

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Bill No. 985

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Joint Resolution No. 34

Has had the same under consideration, and reports the same back with the recommendation: Be adopted and be placed on the Consent Calendar.

BERRY, Chairman

Above reported resolution ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1049
Senate Bill No. 1107
Senate Bill No. 1129

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

WILLIAMS, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1013
Senate Bill No. 1204
Assembly Bill No. 647
Assembly Bill No. 1063

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Assembly Bill No. 135
Assembly Bill No. 556

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 135

Senator Holmdahl moved that Assembly Bill No. 135 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 135—An act to add Section 26736 to the Government Code, relating to the fees of sheriffs, marshals and constables.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "Mileage incurred", and insert "Mileage actually incurred".

Amendment No. 2

On page 1, line 7, after "allowed.", insert "The fee provided by this section shall not be charged where a charge is made pursuant to the provisions of any other section of this article; nor shall such fee be charged where the cancellation is requested prior to the time a trip is made in attempting to serve or execute such process or notice."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 556

Senator Holmdahl moved that Assembly Bill No. 556 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 556—An act to add Section 1242.5 to the Code of Civil Procedure, relating to survey and exploration of land for reservoir purposes.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in Senate May 8, 1959, after "property", insert "as well as for any costs and reasonable attorney fees fixed by the court".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 882

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 882

Senator Thompson moved that Senate Bill No. 882 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 882—An act to amend Section 31 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to real or personal property acquired by the district.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 17, of the printed bill, after "property", insert "in the manner prescribed by law for such action by counties".

Amendment No. 2

On page 1, strike out lines 18 and 19, and insert "in Sections 25365, 25521, 25522, 25524, 25526, 25527, 25530 through and including 25535, 50335, and 50430 through and including 50445 of the Government Code; provided, however, that notice of the board's intended action shall be as prescribed in Section 25365 of the Government Code and that property which, in the unanimous judgment of the board does not have a sale value in excess of one hundred dollars ($100), or a rental value in excess of fifty dollars ($50) per month, or which has no access to a public road, or which consists of an easement for ingress and egress to property, which by the terms of said easement will terminate when ingress and egress is supplied to said property by a public road, may be, on terms prescribed by the board, sold, leased, or conveyed by any person authorized by a majority vote of the board, and upon confirmation by the board."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 749

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 749

Senator Thompson moved that Senate Bill No. 749 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 749—An act to amend Sections 9095 and 9125 of the Public Resources Code, relating to soil conservation.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 9095 and 9125 of", and insert "add Sections 9067, 9068, 9069, 9070, and 9070.5 to".

Amendment No. 2

In line 2 of the title of the printed bill, after "conservation", insert "by the establishing of an emergency food production soil reserve".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 9067 is added to the Public Resources Code, to read:

9067. To effectuate the policy declared in Article 1 (commencing with Section 9000) of Chapter 1 of this division the Legislature finds that it is essential to establish an emergency food production soil reserve, to be administered by the State Soil Conservation Commission created by Section 9054 of this code.

SEC. 2. Section 9068 is added to said code, to read:

9068. Any owner of land used for agricultural purposes or suitable for being used for agricultural purposes may petition the commission to include such land in the emergency food production soil reserve. The commission shall consider such petition and if it determines that the land is being, or can be, appropriately used for agricultural purposes, and that the land is otherwise suitable for inclusion in a reserve of the State's food production soil resources, it shall grant the petition and the land shall immediately be included in the emergency food production soil reserve.

SEC. 3. Section 9069 is added to said code, to read:

9069. Land included in the emergency food production soil reserve may be withdrawn therefrom only by the commission acting upon the petition of the owner or upon the petition of a public agency which has commenced an eminent domain proceeding pertaining to the land.

If the land is in a soil conservation district the petition for withdrawal shall be presented to the board of directors of the soil conservation district. The district board shall forward the petition, together with its recommendation with respect thereto, to the commission. If the withdrawal petition is approved by the commission, the withdrawal shall be immediately effective.

If the land is not in a soil conservation district, the petition for withdrawal shall be presented to the county planning commission and the county planning commission shall forward it, together with its recommendation with respect thereto, to the commission. The commission shall consider the recommendation of the county planning commission and act upon the petition in the same manner as if the petition had been presented to the board of directors of a soil conservation district.

SEC. 4. Section 9070 is added to said code, to read:

9070. Land in the emergency food production soil reserve shall not be subject to acquisition by eminent domain except upon approval of a petition for withdrawal of the land to be acquired as provided in Section 9069. Land in the emergency food production soil reserve shall not be subject to any change in governmental jurisdiction before the ninety-first day following the adjournment of the 1963 Regular Session of the Legislature, unless such change is approved by the commission.

SEC. 5. Section 9070.5 is added to said code, to read:

9070.5. The commission may adopt such rules and regulations as it deems necessary to establish and administer an emergency reserve of the State's food production soil resources. The division shall provide any technical or administrative assistance necessary to permit the commission to discharge this function."

Amendment No. 4

On page 1, strike out lines 2 to 25, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 844

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 844

Senator Byrne moved that Senate Bill No. 844 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 844—An act to amend Section 201 of the Education Code and Section 2 of Chapter 1507 of the Statutes of 1957, and to amend Sections 601 and 601.1 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to county boards of education, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "and Section 2 of", and insert ", to repeal".

Amendment No. 2

In line 3 of the title, strike out "amend Section 601 and 601.1 of", and insert "repeal Section 601 of, and to amend and renumber Section 601.1 of,".

Amendment No. 3

On page 1, line 5, strike out "to be elected at large".

Amendment No. 4

On page 1, line 11, after the period, insert

"Each member of the county board of education shall be elected either by the electors of the trustee area in which the member resides or by the electors of the county at large as shall be determined by the county committee on school district organization. Not later than March 1, 1960, the county committee on school district organization shall file in writing with the county board of supervisors its determination as to whether members of the county board of education shall be elected at large or by trustee areas.

The county committee on school district organization may, by a resolution adopted by a two-thirds vote of the members, change the method of election of members of the county board of education from election by trustee areas to election at large, of from election at large to election by trustee areas, as the case may be. Such resolution shall be filed with the county board of supervisors not later than the first day of March of any school year, and shall be effective at the first election for members of the county board of education held after the date of filing."

Amendment No. 5

On page 2, strike out lines 1 to 4, inclusive, and insert

"SEC. 2. Chapter 1507 of the Statutes of 1957 is repealed."

Amendment No. 6

On page 2, line 6, strike out "amended to read", and insert "repealed".

Amendment No. 7

On page 2, strike out lines 7 to 24, inclusive.

Amendment No. 8

On page 2, line 25, after "amended", insert "and renumbered".

Amendment No. 9

On page 2, line 26, strike out "691.1", and insert "601".

Amendment No. 10

On page 2, line 28, strike out "to be elected at large".

Amendment No. 11

On page 2, line 34, after the period, insert

"Each member of the county board of education shall be elected either by the electors of the trustee area in which the member resides or by the electors of the county at large as shall be determined by the county committee on school district organization. Not later than March 1, 1960, the county committee on school district organization shall file in writing with the county board of supervisors its determination as to whether members of the county board of education shall be elected at large or by trustee areas.

The county committee on school district organization may, by a resolution adopted by a two-thirds vote of the members, change the method of election of members of the county board of education from election by trustee areas, to election at large, of from election at large to election by trustee areas, as the case may be. Such resolution shall be filed with the county board of supervisors not later than the first day of March of any school year, and shall be effective at the first election for members of the county board of education held after the date of filing."

Amendment No. 12

On page 3, strike out lines 4 to 7, inclusive, and insert "July 1, 1959, and in order for the provisions of this act to become operative upon the expiration of the present law, and hence prevent unnecessary confusion concerning the law applicable to the election of members of county boards of education, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 644 An act to add Chapter 2.6 (commencing at Section 24375) to Division 20 of the Health and Safety Code, creating the San Joaquin Valley Air Pollution Control District, setting forth its organization, powers, and duties, all relating to the control of air pollution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in Senate May 4, 1959, after "ordinances", insert "exclusively".

Amendment No. 2

On page 2, line 25, after "cannot", insert "now".

Amendment No. 3

On page 6, between lines 20 and 21, insert

"24375.41. The district shall not have any power to regulate or control any activity which is carried on outside the district."

Amendment No. 4

On page 7, line 4, after "whatsoever", insert "within the district".

Amendment No. 5

On page 7, lines 35 and 36, strike out "when air pollution levels are hazardous", and insert "in violation of any general order, rule, or regulation adopted by the board pursuant to Section 24375.73".

Amendment No. 6

On page 7, lines 42 and 43, strike out "when air pollution levels are hazardous", and insert "in violation of any general order, rule, or regulation adopted by the board pursuant to Section 24375.73".

Amendment No. 6.3

On page 7, line 48, strike out "similar", and insert "identical".

Amendment No. 6.5

On page 7, line 49, strike out "similar", and insert "identical".

Amendment No. 7

On page 8, line 39, strike out "with", and insert "within".

Amendment No. 8

On page 10, line 1, after "Article", insert "9 (commencing at Section 24375.55) or".

Amendment No. 9

On page 10, line 40, strike out "24375.86."

Amendment No. 10

On page 10, between lines 47 and 48, insert

"Before granting any variance, the hearing board shall find by resolution that:

(a) The variance is necessary for the applicant to enjoy property rights that would be denied him by the strict application of the rules and regulations, which would not be denied generally as a result of the same standard of enforcement in other situations.

(b) Undue hardship would result from strict application of the rules and regulations that would not accrue generally as a result of the same standard of enforcement in other situations.

(c) The variance would not be detrimental to the health, safety, or general welfare of the community, district, or area."

Amendment No. 11

On page 10, line 48, strike out "24375.87", and insert "24375.86".

Amendment No. 12

On page 11, line 1, strike out "24375.88", and insert "24375.87".

Amendment No. 13

On page 11, line 11, strike out "24375.89", and insert "24375.88".

Amendment No. 14

On page 11, line 19, strike out "24375.90", and insert "24375.89".

Amendment No. 15

On page 11, line 24, strike out "24375.91", and insert "24375.90".

Amendment No. 16

On page 11, strike out lines 35 to 46, inclusive.

Amendment No. 17

On page 13, lines 41 and 42, strike out ", without an election,".

Amendment No. 18

On page 14, line 7, after the period, insert "The district shall not incur any indebtedness pursuant to this section unless and until a majority of the voters of the district voting at an election called and held in accordance with the provisions of Article 6 (commencing at Section 58160) of Chapter 1, Division 1, Title 6 of the Government Code, have voted in favor of the proposal to incur the indebtedness."

Amendment No. 19

On page 15, after line 7, insert

"Article 14. Dissolution

24367.30. A district may be dissolved in the following manner:

(a) The boards of supervisors of the counties containing more than fifty percent (50%) of the population of the entire district shall adopt a resolution stating that the existence of the district is no longer necessary or desirable for the public welfare, and announcing the intention to withdraw therefrom and to dissolve the district.

(b) The resolutions so adopted shall be communicated to the clerks of the boards of supervisors of all counties comprising the district and also to the board.

(c) If it appears that the resolutions were adopted by the boards of supervisors in the counties desiring to withdraw, and that such counties contain more than fifty percent (50%) of the entire population in the district, the board, by resolution, shall call an election to determine the question of dissolution. The resolution shall state the time and place and purpose thereof, establish election precincts, designate polling places, and appoint election officers and, in all respects not provided in this section, the election shall be held and conducted, as nearly as practicable, in the same manner as elections for county officers in the counties. In the event such election shall be consolidated with any other election, the resolution calling the election hereunder need not describe the precincts, polling places, or appoint officers of election, but may refer to the ordinance, order, resolution or notice calling or providing for such other election, or listing or designating the precincts, polling places, and election officers therefor for the precincts, polling places and officers of election for the election called hereunder. Such resolution shall be published pursuant to Section 6066 of the Government Code in each county within the district and the first publication shall be at least 30 days prior to the date of election.

(d) If a majority of the qualified electors voting at such election vote in favor of such dissolution, the board shall declare the results of the election, proceed to wind up the affairs of the district, and pay all indebtedness thereof. Any surplus funds shall be paid over to the counties in which the district lies in proportion to the amount last previously apportioned by the board to each county for purposes of levying taxes. The board shall exercise only such powers and secure such revenue from taxation as shall be necessary to wind up the affairs of the district.

(e) Upon the completion of the process of winding up the affairs of the district, the board shall, by resolution, entered upon its minutes, declare the district dissolved. A certified copy of such resolution shall be filed with the county recorder of each county within the district and with the Secretary of State. Upon the adoption of such resolution the district shall be dissolved.

SEC. 2. The provisions of this act, except those relating to and necessary for its submission to the people of the Counties of Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare for their ratification, shall not become operative unless and until a majority of the voters in such counties at a special election called and held in each such county, vote in favor of the proposition to establish and create the San Joaquin Valley Air Pollution Control District and a certified copy of an order declaring the results of such elections is filed in the Office of the Secretary of State by the Board of Supervisors of the County of Fresno.

SEC. 3. This act shall be submitted to the people of the Counties of Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare for their ratification at a special election in each of the counties, which shall be consolidated with the next general election held in the month of November, 1960. The election in each county shall be called and conducted in the same manner as other special elections in the county. The provisions of Article 3 (commencing at Section 1650) of Chapter 2, Division 4 of the Elections Code shall be applicable to such an election, except as otherwise provided herein.

SEC. 4. The ballot for each such election shall contain such instructions as are required by law to be printed thereon, and in addition there shall appear the following:

Shall the "San Joaquin Valley Air Pollution Control District," consisting of the counties of Fresno, Kern, Kings, Madera, Merced, San Joaquin, Stanislaus, and Tulare, be created and established?	YES
	NO

SEC. 5. The board of supervisors of each of the counties shall meet on the Monday following the day on which the elections were held and canvass the votes cast at the election held in such county. Each board of supervisors shall thereupon declare the result of such canvass and certify the same to the Board of Supervisors of the County of Fresno. The Board of Supervisors of the County of Fresno shall order and declare the San Joaquin Valley Air Pollution Control District created and established if a majority of the combined total of the votes cast at all of the elections were in favor of the creation and establishment of the district.

SEC. 6. The Board of Supervisors of the County of Fresno shall cause a certified copy of the results of the elections to be filed in the Office of the Secretary of State and with the clerk of the board of supervisors of each county which would be included within the San Joaquin Valley Air Pollution Control District. If the copy of the results of the elections shows that a majority of the combined total of the votes cast at all of the elections were in favor of the creation and establishment of the district, from and after the date of the filing of the copy of the results in the Office of the Secretary of State, this act shall be completely operative.

SEC. 7. The board of supervisors calling each election shall make all provision for the holding thereof and the cost thereof shall be a proper charge against the county.

SEC. 8. No informality in any proceeding or in the conduct of said election not substantially affecting adversely the legal rights of any citizen, shall be held to invalidate the creation and establishment of the district, and any proceedings attacking the validity of said incorporation, shall be commenced within three months from the date of filing of the copy of the results of the election with the Secretary of State, otherwise such creation and establishment and the legal existence of the district shall be held to be valid and in every respect legal and incontestable."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 707—An act to add Chapter 11.5 (commencing at Section 26120) to Part 2 of Division 2 of Title 3 of the Government Code, relating to county historical societies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 14, of the printed bill, after "corporation", insert "organized under the laws of the State of California".

Amendment No. 2

On page 1, line 18, strike out "may", and insert "shall".

Amendment No. 3

On page 1, line 18, after "file", insert "with the board of supervisors".

Amendment No. 4

On page 1, line 19, strike out "with the board of supervisors".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1120—An act to amend Section 28127 of the Government Code, relating to compensation of county supervisors.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1174—An act to add Sections 20990, 22154, and 22214 to the Government Code, relating to participation in the Federal Old Age, Survivors and Disability Insurance Program by employees of school districts declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 176—An act to validate certain actions relating to the annexation of property to cities and to the zoning of such property, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Murdy moved that Senate Bill No. 176 be passed on file and retain its place on second reading file.

Motion carried.

Senate Bill No. 75—An act to add Article 9 (comprising Sections 5340 to 5347, inclusive) to Chapter 2 of Division 3 of the Business and Professions Code, relating to the regulation of outdoor advertising.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 516—An act to amend Sections 2780, 6200, 6203, 6204, 6205, 6206, 6207, and 6208 and to repeal Section 6202 of, and to add Sections 5067, 6201 and 6202 to, the Penal Code, relating to institutions under the jurisdiction of the Department of Corrections.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 805—An act to add Article 3.6 (commencing at Section 75075) to Chapter 11 of Title 8 of, and to add Sections 75103.1, 75106.5 and 75109 to, the Government Code, relating to judges' retirement.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 857—An act to add Section 6900 to the Labor Code, relating to safety in employment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 650—An act to add Article 4 (commencing at Section 21625) to Chapter 9 of Division 8 of the Business and Professions Code, relating to the reporting of transactions involving identifiable secondhand tangible personal property.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 338—An act to amend Section 26470 of, and to add Sections 26465, 26466, and 26542.1 to, the Health and Safety Code, relating to foods, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 609—An act to amend Section 6535.1 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 939—An act to amend Section 5701 of, and to add Sections 5710, 5711, 5712, and 5713 to, the Welfare and Institutions Code, relating to private mental institutions.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1062—An act to add Sections 2300.1, 2300.2, 2300.3, and 2300.4 to, and to amend Section 2301 of, the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1073—An act to add Section 26310 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to truck and trailer brakes.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 76—An act to add Chapter 6 (commencing at Section 1600) to Division 2 of the Fish and Game Code, relating to the Prado Dam Recreational Area and providing for its acquisition and management.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 2, after line 50, of the printed bill, as amended in Senate April 16, 1959, insert

"1606. No use of the land, water or any facilities within the area shall be made or undertaken which will diminish the quantity or impair the quality of the natural flow of the Santa Ana River for downstream uses within Orange County. The use and operation of Prado Dam and the area for flood control and water conservation purposes are declared to be paramount and superior to any use or operation thereof for recreational purposes. No recreational activities authorized or undertaken pursuant to this chapter shall impair, obstruct or interfere with any present or future arrangements between any agency or agencies of Orange County and the Corps of Engineers of the United States Army or any other federal department or agency having jurisdiction of the same, respecting the use and operation of Prado Dam and the area for flood control and water conservation purposes."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 538—An act to amend Sections 12800, 12803, 12826, and 12829, to repeal Article 2 (commencing at Section 12810) of Chapter 3, Part 6, Division 6, and to amend and renumber the title of Article 3 (commencing at Section 12825) of Chapter 3, Part 6, Division 6, of the Water Code, relating to the Flood Control Fund of 1946, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 2, line 32, of the printed bill, after "act", insert ", and all appropriations made from the Flood Control Fund of 1946 by the Legislature at the 1959 Regular Session,".

Amendment No. 2

On page 2, line 28, strike out "June 30", and insert "July 1".

Amendment No. 3

On page 2, line 37, strike out "June 30", and insert "July 1".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 455—An act to amend Section 142 of the Vehicle Code and to amend Section 350 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to trailers used to haul fruits, olives or nuts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 142 of the Vehicle Code and to amend"; and strike out line 2 of the title; and in line 3 of the title, strike out "Bill No. 5", and insert "Sections 350 and 5018 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 2

In line 3 of the title, after "olives", insert ", grapes".

Amendment No. 3

On page 1, line 1, strike out "142 of the Vehicle Code", and insert "350 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, strike out lines 3 through 24, inclusive; and strike out all of page 2; and on page 3, strike out lines 1, 2 and 3.

Amendment No. 5

On page 3, line 51, strike out "5017", and insert "5018".

Amendment No. 6

On page 4, line 4, after "farm.", insert "Section 5018 shall apply to such trailers.

(p) Any single-axle two-wheel grape gondola or grape trailer when used on the highways for the exclusive purpose of transporting grapes from a farm to a packing or processing plant and returning the empty trailer to the farm. Section 5018 shall apply to such trailers.

SEC. 3. Section 5018 of said code is amended to read:

5018. Cotton trailers *and trailers included in subdivisions (o) and (p) of Section 350 which are* exempt from registration shall obtain and display a special identification plate provided for implements of husbandry, except that the service charge shall be ten dollars ($10) and the photograph provisions are waived. Such plate shall be renewed every five years by application and payment of the ten dollar ($10) service charge."

Amendment No. 7

On page 4, strike out lines 5 through 9, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 762—An act to add Section 957.5 to the Streets and Highways Code, relating to the abandonment of streets and highways.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1 of the printed bill, strike out line 6, and insert "tigations, publications and postings. The applicant or petitioner shall deposit such estimated cost with the county officer designated by the board and upon completion of the proceedings any unused portion of the deposit shall be refunded to the applicant or petitioner and in the event the costs exceed the deposit the county shall bear such excess costs. Nothing herein contained shall be construed to prevent the board from abandoning all or any part of a county highway without requiring the filing of an application or petition or charging such costs where the board determines it is in the public interest to do so."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 832—An act to amend Section 350 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to farm tractors used on highways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 27, of the printed bill, as amended in Senate March 6, 1959, after "bandry", insert "only incidentally operated upon a highway".

Amendment No. 2

On page 2, line 28, after "operation", insert "for a one way distance of not exceeding five miles".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1111—An act to amend Section 240 of the Streets and Highways Code, relating to the adoption of state highway routes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill as amended in Senate May 4, 1959, strike out ", including two railroad grade separations near Broderick".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 866—An act to amend Section 1 of Chapter 515 of the Statutes of 1919, relating to tidelands and submerged lands in the City of Emeryville, County of Alameda.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2 of the printed bill, after line 20, insert:

"(e) There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in said lands, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from said lands.

(f) The lands hereby granted are granted subject to the express provision and condition that the State may at any time in the future use said lands or any portion thereof for railroad purposes without compensation to the city, its successors or assigns, or any person, firm or public or private corporation claiming under it, except that in the event improvements have been placed upon the property by the city for said purposes, compensation shall be made to the person entitled thereto for the value of his interest in the improvements. Any and all moneys in such interests of the city and the value of improvements which may be taken by the State for highway purposes the State shall reimburse the city for expenditures incurred in filling such lands."

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 866

Amendment No. 1

On page 2, line 3, of the printed bill, strike out "for the", and insert "which franchises and leases shall be for".

Amendment read, and adopted.

Third Set of Amendments to Senate Bill No. 866

Amendment No. 1

On page 2, line 8, of the printed bill, after the period, insert "Notwithstanding anything in this paragraph (d) above to the contrary, no provision or term of any franchise or lease hereafter granted by said city under the Tidelands Act of 1957, as amended by Chapter 2 (commencing at Section 6201), of Division 6 of the Public Resources Code, and that may extend from it so shall be effective with respect to said land when title thereto passes to said city hereunder."

Amendment read, and adopted.

Fourth Set of Amendments to Senate Bill No. 866

Amendment No. 1

On page 2 of the printed bill, after Section (f), insert

"(g) If the lands, or any part thereof, granted to the city by this act are not used for the additional purposes authorized by the amendment of this section made at the 1959 Regular Session of the Legislature within 10 years from the effective date of said amendment, the authorization to use said lands for such additional purposes shall automatically terminate and lapse."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 368—An act to add Section 906.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to legal counsel for school districts.

Motion to Retain Place on File

Senator Rattigan moved that Assembly Bill No. 368 be passed on file and retain its place on second reading file.

Motion carried.

Assembly Bill No. 109—An act to add Section 14108.6 to the Health and Safety Code, relating to local fire districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 372—An act to add Section 855.1 to the Education Code, as enacted at the 1959 Regular Session of the Legislature, relating to leaves of absences of employees of county superintendent of schools.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 555—An act to amend Section 28105 of the Government Code, relating to compensation for public services in counties of the fifth class.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 1, and insert

"SECTION 1. Section 28105 of the Government Code is amended to read:

28105. In a county of the fifth class the following shall receive as compensation for the services required of them by law or by virtue of their offices the following sums:

(a) The auditor, ten thousand five hundred dollars ($10,500) a year.

(b) The district attorney, fifteen thousand dollars ($15,000) a year. *The district attorney shall not engage in the private practice of law and shall not, directly or indirectly, refer litigation to any attorney or receive and accept any payment from any attorney or firm of attorneys for his personal account.*

(c) Each supervisor, eight thousand four hundred dollars ($8,400) a year for personal services performed by him as supervisor and member of the board of equalization. Each supervisor shall be allowed not to exceed 5 percent of his monthly salary for expenses necessarily incurred in the conduct of his office. He shall file an itemized statement, suported by receipts and vouchers, on the first day of each month, designating the actual expenditure on his part of such expenses for the preceding month. No allowance shall be made to him for such expenses unless they are itemized and designated in his claim.

(d) Grand jurors and trial jurors, six dollars ($6) a day and mileage for each attendance at the rate of seven cents ($0.07) for each mile actually traveled. Grand

jurors shall also receive as compensation three dollars ($3) for each day's attendance as a member of any committee of the grand jury called by the secretary or committee of the grand jury or committee chairman and mileage at seven cents ($0.07) for each mile actually traveled in attending such committee meeting.

No official of the county whose compensation is fixed by this section shall receive any other compensation in any form in any other capacity from the county. The salaries and expenses provided are in full compensation for the services required of them by law, or by virtue of their offices, and all other fees, mileage, or other remuneration or compensation of any kind or character received by such officers for or by reason of any duty imposed by law on them or by virtue of their offices shall be paid by them into the county treasury at the times and in the manner required by law, except that until the county provides for them and makes available to their use such automobiles as are reasonably necessary to carry out the duties of their offices, they may retain for their own use and benefit such mileage as is allowed by law. In lieu of the mileage allowed members of the board of supervisors, each member shall be supplied by the county with an automobile for use in performance of official duties. All expenses for fuel, oil, supplies, upkeep, and maintenance of automobiles for members of the board of supervisors shall be paid from county funds.

The compensation provided by this section shall be payable to incumbent officers."

Amendment No. 2

On page 1, strike out lines 2 to 21, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 620—An act to amend Section 5180 of the Streets and Highways Code, relating to special assessment proceedings under the Improvement Act of 1911.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1112—An act to add Section 13203.2 to the Education Code, and Section 13006 to the Education Code as proposed by Senate Bill No. 2, relating to deposits by school districts for traveling expenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1511—An act to amend Section 25452 of the Government Code, relating to publication of notice to bidders on county contracts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1777—An act to add Section 13747.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to re-employment of noncertificated school district employees.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 660—An act to amend Sections 6440, 6441, 6442, 6443, 6446, 6447, 6460, 6461, 6462, 6463 and 6500 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time.

Motion to Amend

Senator Fisher moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 11, 1959, strike out line 3, and insert

"SECTION 1. Section 5024 of the Streets and Highways Code is amended to read:

5024. "Incidental expense" includes:

(a) The compensation of the engineer for work done by him, *and attorney's fees for services in proceedings pursuant to this division*;

(b) The cost of printing and advertising provided for in this division, including the treasurer's estimated cost of printing, servicing and collecting any bonds to be issued to represent or be secured by unpaid assessments;

(c) The compensation of the person appointed by the superintendent of streets to take charge of and superintend any of the work;

(d) The expenses of making the assessment, and of the collection of assessments by the superintendent of streets when directed by ordinance to receive payments pursuant to Section 5396 of this division, and of preparing and typing the resolutions, notices and other papers and proceedings for any work authorized by this division;

(e) The expenses of making any analysis and tests to determine that the work and any materials or appliances incorporated therein comply with the specifications;

(f) All costs and expenses incurred in carrying out the investigations and making the reports required by the provisions of the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931";

(g) The cost of title searching, description writing, salaries of right of way agent, appraisal fees, partial reconveyance fees, surveys and sketches incident to securing rights of way for any work authorized by this division; and

(h) Any other expenses incidental to the construction, completion, and inspection of the work in the manner provided for in this division.

(i) In the event that the construction of sewers or appurtenances incident thereto shall have been ordered, any charge that shall have been established by the city as a condition to the providing of sewer service to properties in the assessment district.

All demands for incidental expenses shall be presented to the street superintendent, by an itemized bill, duly verified by the demandant."

Amendment No. 2

On page 1, strike out lines 4 to 18, inclusive; and on page 2, strike out lines 1 to 25, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 808—An act to amend Section 37380 of the Government Code, relating to leases of city property.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1316—An act to amend Sections 34302 and 34304 of the Government Code, relating to the incorporation of cities.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1446—An act to add Sections 35500.1 and 35550.1 to the Government Code, relating to exclusion of territory from cities.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1447—An act to amend Sections 58853, 58854, 58857, 58859 and 58860 of the Goverment Code, relating to change of boundaries.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1671—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to property taxation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 554—An act to add Article 10 (commencing at Section 53900) to Chapter 4, Part 1, Division 2, Title 5 of the Government Code, relating to budgets of local governmental bodies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 20, of the printed bill, after "utility districts," insert "transit districts,".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1111—An act to add Article 2.5 (commencing at Section 53240) to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, relating to payment of the cost of repairing or replacing property of governmental employees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in Assembly March 31, 1959, after "property", insert "or prosthesis".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1113—An act to add Section 1032 to the Education Code and add Section 817 to the Education Code as proposed by Senate Bill No. 2, relating to payment of the cost of repairing or replacing property of school district employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1032 to the Education Code and add".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted at the 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 13, inclusive, and insert
"SECTION 1. Section 817 is added to the Education Code, to read:".

Amendment No. 4

On page 1, line 16, after "property", insert "or prosthesis".

Amendment No. 5

On page 2, strike out lines 1 to 6, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1242—An act to add Article 2.6 (commencing at Section 265) to Chapter 2.5 of Division 1 of, and Section 11554.1 to, the Water Code, relating to contracts by the Department of Water Resources for construction of projects.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1368—An act to add Section 426.1 to the Health and Safety Code, relating to standards for the quality of air, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 720—An act to amend Sections 506, 506.6, 506.7, 5001, 5003, 5003.5, 5004, 5005, 5006, 5006.1, 5006.5, 5007, 5008, 5010, 5010.5, 5012, 5015, 5016, 5019.5, 5020, 5021, 5022, 5023, 5025.11, 5025.12, 5025.2, 5033, 5034, 5037, 5041, 5042, 5060, 5063, 5064, 5072.5, 5073, 5074, 5076, 5080, 5082, 5084, 5085, 5086, 5087, 5088, 5089, 5090, and 5091 of, to repeal Sections 5012.1, 5013.5, 5035, 5036, 5075, and Article 4 (commencing at Section 5050) of Chapter 1, Division 5 of, and to add Sections 5017 and 5018 to, the Public Resources Code, relating to beaches and parks.

Bill read second time, and ordered to third reading.

Assembly Bill No. 868—An act to amend Sections 8001 and 8004 of the Government Code, relating to the California Commission on Interstate Co-operation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1994—An act to amend Section 2220.5 of the Welfare and Institutions Code, relating to the termination of old age assistance.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1720—An act to amend Section 31214 of, and to add Sections 31214.1 and 31214.2 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state scholarships.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1412—An act to add Article 11 (commencing at Section 3481) to Chapter 9 of Division 5 of, the Education Code, as enacted by the Legislature at the 1959 Regular Session, relating to the dissolution of unified school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 55—An act to create the Yuba County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Yuba County, prescribing the agency's powers and duties, providing for its organization operation and management and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing for the levy and collection of taxes for the payment of general agency expenses and for co-operation and contracts with any entity.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1418—An act to amend Section 21115 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school districts payroll procedure.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1363—An act to add Section 26504 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to airbrakes for vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1066—An act to amend Section 12025 of the Education Code, and Section 13101 of the Education Code as proposed by Senate Bill No. 2, relating to accreditation of teacher training institutions.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 124—An act to add Section 22511.5 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to parking privileges for disabled persons.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 381—An act to amend Sections 8851, 8903, and 11204 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to county superintendents of schools.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 572—An act to amend Section 19582 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school building aid.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 979—An act to add Sections 22015, 22152, 22308 and 22503 to, and to amend Sections 22150 and 22151 of, the Government Code, relating to integration of federal old age and survivors insurance with the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2001—An act to amend Section 8250 of the Health and Safety Code, relating to cemeteries.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2063—An act to amend Section 69 of the Civil Code and Section 10350 of the Health and Safety Code, relating to marriage licenses and certificates of registry of marriage.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out the last period, and insert "; and".

Amendment No. 2

On page 1, line 8, strike out "; and", and insert a period.

Amendment No. 3

On page 1, strike out line 9.

Amendment No. 4

On page 1, line 13, strike out "; and no"; and strike out lines 14 and 15; and in line 16, strike out "Malay race".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 918—An act to amend Section 14411 of, and to repeal Sections 14110 and 14412 of the Education Code as enacted at the 1959 Regular Session, relating to State Teachers' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in the Assembly on March 20, 1959, strike out "as".

Amendment No. 2

On page 3, line 42, strike out "14112", and insert "14412".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1172—An act to add Part 13 (commencing with Section 30001) to Division 2 of the Revenue and Taxation Code, imposing a tax on tobacco and tobacco products, and making an appropriation, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate April 29, 1959, strike out "on tobacco and tobacco products", and insert "with respect to cigarettes".

Amendment No. 2

On page 1, line 4, strike out "TOBACCO", and insert "CIGARETTE".

Amendment No. 3

On page 1, lines 8 and 9, strike out "Tobacco", and insert "Cigarette".

Amendment No. 4

On page 1, line 18, after "tobacco", insert "and such roll weighs over three pounds per thousand".

Amendment No. 5

On page 1, strike out lines 19 and 20.

Amendment No. 6

On page 2, strike out lines 1 to 8, inclusive.

Amendment No. 7

On page 2, line 9, strike out "or "untaxed tobacco product" ".

Amendment No. 8

On page 2, line 10, strike out "or tobacco product".

Amendment No. 9

On page 2, strike out lines 16 to 21, inclusive.

Amendment No. 10

On page 2, line 23, strike out "first".

Amendment No. 11

On page 2, line 23, strike out "or tobacco products".

Amendment No. 12

On page 2, line 26, strike out "or tobacco products".

Amendment No. 13

On page 2, line 27, strike out "first".

Amendment No. 14

On page 2, line 27, strike out "or tobacco products".

Amendment No. 15

On page 2, strike out lines 32 to 37, inclusive.

Amendment No. 16

On page 2, line 42, strike out "or tobacco products".

Amendment No. 17

On page 2, lines 43 and 44, strike out "or tobacco products".

Amendment No. 18

On page 3, line 4, strike out "or tobacco products".

Amendment No. 19

On page 3, strike out lines 9 to 11, inclusive.

Amendment No. 20

On page 3, line 14, strike out "or tobacco products".

Amendment No. 21

On page 3, line 21, strike out "or tobacco products".

Amendment No. 22

On page 3, between lines 27 and 28, insert

"30015. "Package" means the individual package, box or other container in which retail sales of cigarettes are normally made or intended to be made."

Amendment No. 23

On page 3, strike out lines 33 to 35, inclusive, and insert

"30101. Every distributor shall pay a tax upon his distributions of cigarettes at".

Amendment No. 24

(No amendment of this number.)

Amendment No. 25

On page 3, line 36, strike out "(a) At".

Amendment No. 26

On page 3, strike out lines 39 to 41, inclusive.

Amendment No. 27

On page 3, line 43, strike out "or tobacco products".

Amendment No. 28

On page 3, line 45, after "and", insert "Navy".

Amendment No. 29

On page 3, line 51, strike out "or tobacco products", and insert "by the manufacturer".

Amendment No. 30

On page 3, line 52, strike out "who has furnished bond as prescribed by Article 1." and insert a period.

Amendment No. 31

On page 4, strike out lines 1 to 6, inclusive.

Amendment No. 32

On page 4, line 8, strike out "or tobacco products".

Amendment No. 33

On page 4, lines 10 and 11, strike out "or tobacco products".

Amendment No. 34

On page 4, line 12, strike out "or tobacco products".

Amendment No. 35

On page 4, line 15, strike out "or tobacco products".

Amendment No. 36

On page 4, line 17, strike out "or tobacco products".

Amendment No. 37

On page 4, line 19, strike out "or tobacco products".

Amendment No. 38

On page 4, lines 25, 26, and 27, strike out "apply to donations by manufacturers, distributors, or their agents of cigarettes or tobacco products", and insert "not apply to donations by the manufacturer of cigarettes as samples for advertising purposes".

Amendment No. 39

On page 4, line 31, strike out "With respect to", and insert "The".

Amendment No. 40

On page 4, line 32, strike out "or tobacco products".

Amendment No. 41

On page 4, line 33, strike out "or (e)".

Amendment No. 42

On page 4, line 33, strike out ", the taxes".

Amendment No. 43

On page 4, line 34, strike out "as provided in Section 30187".

Amendment No. 44

On page 4, line 42, strike out "Each", and insert "Every".

Amendment No. 45

On page 4, line 42, strike out "shall".

Amendment No. 46

On page 4, line 43, strike out "or tobacco products".

Amendment No. 47

On page 4, line 44, before "furnish", insert "shall".

Amendment No. 48

On page 4, line 49, strike out "or tobacco products".

Amendment No. 49

On page 4, line 50, after "shall", insert a comma.

Amendment No. 50

On page 4, line 51, strike out "order, or", and insert "order or,".

Amendment No. 51

On page 4, line 52, strike out "or tobacco products".

Amendment No. 52

On page 5, lines 14 and 15, strike out "or tobacco products".

Amendment No. 53

On page 5, line 17, strike out "or tobacco products".

Amendment No. 54

On page 5, line 18, strike out "or tobacco products".

Amendment No. 55

On page 5, line 19, strike out "or tobacco products".

Amendment No. 56

On page 5, line 22, before "Any", insert "30110."

Amendment No. 56.5

On page 5, between lines 23 and 24, insert

"30111. All taxes paid pursuant to the provisions of this part shall be conclusively presumed to be direct taxes on the retail consumer precollected for the purpose of convenience and facility only. When the tax is paid by any other person, such payment shall be considered as an advance payment and shall be added to the price of the cigarettes and recovered from the ultimate consumer or user. Any person selling cigarettes at retail shall state or separately display to the purchaser the amount of the purchase price of the cigarettes representing or attributable to the tax previously paid pursuant to this part. The provisions of this section shall in no way affect the method of collection of such tax as provided by this part.

30112. The taxes imposed by this part are in lieu of all other State, county, municipal, or district taxes on the privilege of distributing cigarettes."

This section does not prohibit the application of Part 1 (commencing at Section 6001) or Part 1.5 (commencing at Section 7200) of Division 2 of this code to the sale, storage, use or other consumption of cigarettes."

Amendment No. 57

On page 5, line 27, strike out "or tobacco product".

Amendment No. 58

On page 5, line 35, strike out "or tobacco products".

Amendment No. 59

On page 5, line 36, strike out "every distributor and".

Amendment No. 60

On page 5, line 37, strike out "the following rates:".

Amendment No. 61

On page 5, line 38, strike out "(a) At".

Amendment No. 62

On page 5, strike out lines 41 to 43, inclusive.

Amendment No. 63

On page 5, line 46, strike out "Each", and insert "Every".

Amendment No. 64

On page 5, line 47, strike out "distributor and".

Amendment No. 65

On page 5, lines 49, 50 and 51, strike out "and the cost to him of tobacco products".

Amendment No. 66

On page 5, line 52, strike out "distributor or".

Amendment No. 67

On page 6, line 5, strike out "or tobacco products".

Amendment No. 68

On page 6, lines 6 and 7, strike out "the manufacturer thereof; nor to cigarettes or tobacco products", and insert "a licensed distributor, or to cigarettes".

Amendment No. 69

On page 6, line 16, strike out "or tobacco products".

Amendment No. 70

On page 6, lines 17 and 18, strike out "or tobacco products".

Amendment No. 71

On page 6, lines 23 and 24, strike out "or tobacco products".

Amendment No. 72

On page 6, line 26, after "board," insert "in such amount and".

Amendment No. 73

On page 6, strike out lines 36 to 44, inclusive.

Amendment No. 74

On page 8, strike out lines 21 to 31, inclusive, and insert

"30181. On or before the fifteenth day of each month, every distributor shall file on forms prescribed by the board a report respecting his distributions of cigarettes and purchases of stamps during the preceding month and such other information as the board may require to carry out the purposes of this part."

Amendment No. 75

On page 8, line 32, strike out "each", and insert "every".

Amendment No. 76

On page 8, line 36, strike out "and the wholesale sales price of tobacco products".

Amendment No. 77

On page 8, line 48, strike out "distributor", and insert "person".

Amendment No. 78

On page 9, line 4, strike out "or tobacco products".

Amendment No. 79

On page 9, line 8, strike out "The consumer or user specified in Section", and insert "Every consumer or user subject to the tax resulting from a distribution of cigarettes within the meaning of subdivision (d) of Section 30008 from whom the tax has not been collected under Section 30108 shall".

Amendment No. 80

On page 9, line 9, strike out "30106 shall".

Amendment No. 81

On page 9, line 10, strike out "or tobacco products".

Amendment No. 82

On page 9, line 11, strike out "or tobacco products".

Amendment No. 83

On page 9, between lines 14 and 15, insert

"Article 1.5. Stamps

30191. Except as otherwise provided in this part, the tax imposed by this part with respect to cigarettes shall be paid through the use of stamps furnished and sold by the board or through the use of metering machines approved by the board. When a metering machine is used by a distributor, the tax shall be prepaid by the distributor and the meter on the machine shall be sealed by the board and used only in accordance with regulations prescribed by it. Notwithstanding any other provision of this part, the board by regulation may provide that the tax imposed by this part with respect to cigarettes shall be paid without the use of stamps or meter impressions in connection with a particular type of transaction.

30192. Stamps shall be sold by the board to distributors at a discount of 2 percent of their face value and a discount of 2 percent of the amount for which a meter register is set shall be allowed by the board at the time the tax is prepaid in connection with the use of a metering machine.

30193. The board shall prescribe by regulation the method and manner in which stamps or meter impressions are to be affixed to packages of cigarettes. A distributor shall not sell to or exchange with another distributor any stamps issued by the board.

30194. An appropriate stamp shall be affixed to or an appropriate meter impression shall be made on each package of cigarettes prior to the distribution of the cigarettes. The board by regulation may provide for the cancellation of stamps or meter impressions."

Amendment No. 84

On page 9, line 18, after "filed", insert "by any person".

Amendment No. 85

On page 9, line 43, strike out "distributor", and insert "person".

Amendment No. 86

On page 9, line 47, strike out "distributor", and insert "person".

Amendment No. 87

On page 10, line 10, strike out "distributor", and insert "person".

Amendment No. 88

On page 10, lines 11 and 12, strike out "and amount of tobacco products and the wholesale sales price thereof,".

Amendment No. 89

On page 10, line 14, strike out "distributor", and insert "person".

Amendment No. 90

On page 10, line 30, strike out "distributor", and insert "person".

Amendment No. 91

On page 10, line 32, strike out "distributor", and insert "person".

Amendment No. 92

On page 10, line 36, strike out "distributor", and insert "person".

Amendment No. 93

On page 10, line 44, after "imposed", insert "upon any person".

Amendment No. 94

On page 10, line 50, strike out "distributor", and insert "person".

Amendment No. 95

On page 11, line 3, strike out "distributor", and insert "person".

Amendment No. 96

On page 11, line 8, strike out "distributor", and insert "person".

Amendment No. 97

On page 11, line 21, strike out "distributor", and insert "person".

Amendment No. 98

On page 11, lines 23 and 24, strike out "distributor", and insert "person".

Amendment No. 99

On page 11, line 29, strike out "distributor", and insert "person".

Amendment No. 100

On page 11, line 47, strike out "distributor", and insert "person".

Amendment No. 101

On page 12, line 18, strike out "levy", and insert "determination of the tax or the amount".

Amendment No. 102

On page 12, line 21, strike out "levy", and insert "determination".

Amendment No. 103

On page 14, line 11, after "or", strike out the comma.

Amendment No. 104

On page 16, between lines 26 and 27, insert

"Article 1.5. Refunds on Stamps or Meter Impressions

30371. The board shall redeem from a distributor any unused stamps at face value less the discount allowed on their purchase. The board shall refund to any distributor the unused balance of tax prepaid, less the discount allowed, in connection with a metering machine.

30372. The board, under regulations prescribed by it, shall refund to a distributor the face value of stamps or meter impressions, less the discount allowed, affixed to packages of cigarettes which have become unfit for use or unsalable or have been destroyed."

Amendment No. 105

On page 16, strike out lines 36 to 38, inclusive.

Amendment No. 106

On page 18, line 14, strike out "or tobacco products".

Amendment No. 107

On page 18, line 18, strike out "or tobacco products".

Amendment No. 108

On page 18, line 19, strike out "or tobacco products".

Amendment No. 109

On page 18, lines 24 and 25, strike out "or tobacco products".

Amendment No. 110

On page 18, lines 27 and 28, strike out "or tobacco products".

Amendment No. 111

On page 18, line 48, strike out "or tobacco products".

Amendment No. 112

On page 19, line 4, strike out "or tobacco products".

Amendment No. 113

On page 19, line 34, strike out "or tobacco products".

Amendment No. 114

On page 19, line 47, strike out "Tobacco", and insert "Cigarette".

Amendment No. 115

On page 19, line 48, strike out "Tobacco", and insert "Cigarette".

Amendment No. 116

On page 20, between lines 16 and 17, insert

"30473. Any person who falsely or fraudulently makes, forges, alters or counterfeits any stamp or meter impression provided for or authorized under this part, or tampers with any metering machine authorized under this part, or causes or procures to be falsely or fraudulently made, forged, altered or counterfeited, any such stamp or meter impression or knowingly and willfully utters, publishes, passes, or tenders as genuine any such false, altered, forged or counterfeited stamp or meter impression, for the purpose of evading the tax imposed by this part, is guilty of a felony and subject to imprisonment for not less than one year and not more than 10 years, or to a fine of not less than one thousand dollars ($1,000) and not more than ten thousand dollars ($10,000), or to both fine and imprisonment.

30474. Whenever the board discovers any cigarettes subject to tax under this part and with respect to which the tax has not been paid or the stamps or meter impressions affixed as required under this part, it is hereby authorized and empowered forthwith to seize and take possession of such cigarettes together with any vending machine or receptacle in which they are held for sale. Such seized cigarettes, vending machine or receptacle, not including money contained in such vending machine or receptacle, shall be forfeited to the State. The board may, within a reasonable time thereafter, by public notice at least 10 days before the date of sale, sell such forfeited cigarettes, vending machines or receptacles at public sale and deposit the proceeds in the State Treasury to the credit of the Cigarette Tax Fund.

Notwithstanding the foregoing, the person from whom said cigarettes were seized may redeem the said cigarettes and any vending machine or receptacle seized therewith, within 20 days from the date of seizure, by the payment of the tax due together with a penalty of 50 percent thereof and the costs incurred in such proceeding, which total payment shall not be less than ten dollars ($10); provided, however, that such seizure, sale or redemption shall not relieve any such person from fine or imprisonment as provided for violation of any provision of this part."

Amendment No. 117

On page 20, line 17, strike out "30473", and insert "30475".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 11.25 a.m., on motion of Senator O'Sullivan, further proceedings under the call of the Senate were dispensed with.

MOTION TO REQUEST THE RETURN OF SENATE BILL NO. 537

Senator McBride moved that the Assembly be requested to return Senate Bill No. 537 to the Senate for further consideration.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 778—An act to amend Section 657 of the Code of Civil Procedure, relating to granting of new trial on ground of insufficiency of evidence or excessive damages.

Motion to Retain Place on File

Senator McAteer moved that Senate Bill No. 778 be passed on file and retain its place.

Motion carried.

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Bill read third time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 44, of the printed bill, as amended in Senate April 21, 1959, strike out "In any"; and strike out line 45 and insert

"6. In any preliminary hearing, trail or other criminal proceeding for".

Amendment No. 2

On page 3, line 1, strike out "This"; and strike out lines 2 to 5, inclusive, and insert "The privilege conferred by this subdivision to withhold the name or identity of an informant does not apply in any civil action for redress of an injury to person or property or for the infringement of any rights unless it appears that there is pending a criminal proceeding for violation of any provision of Division 10 of the Health and Safety Code in which such privilege to withhold the name or identity of such informant exists.

7. A publisher, editor, reporter, or other person connected".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senator Dilworth Presiding

At 11:32 a.m., Senator Nelson S. Dilworth, of the Thirty-seventh Senatorial District, presiding.

Senate Bill No. 588—An act to amend Sections 70, 73, and 79 of, and to add Sections 69.5, 70.1, 70.5, 70.6, and 73.5 to, the Civil Code, and to amend Section 10350 of the Health and Safety Code, relating to marriage.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl,

Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 32—Relative to a study to be made of problems arising from automobile accident litigation.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 3, 5, 18 and 23 of Article IV, Sections 4.5, 17 and 22 of Article V, Section 2 of Article IX, Section 7 of Article X, Section 9 of Article XIII and Section 20 of Article XX, by repealing Section 19 of Article V, Sections 1, 2, 3, 4, 5 and 6 of Article X, Sections 3, 10, 11 and 12 of Article XXII, and by adding a new Section 3 to Article XXII, relating to the elimination of obsolete or superseded constitutional provisions affecting state officers and agencies.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 1065—An act to add Section 24054 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to audit of state college funds.

Motion to Re-refer Senate Bill No. 1065

Senator McBride moved that Senate Bill No. 1065 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 641—An act to amend Section 86 of the Agricultural Code, relating to district agricultural associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson,

McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 244—An act to add Article 3 (commencing at Section 160.97) to Chapter 1A of Division 2 of, and to repeal Section 160.96 of, the Agricultural Code, relating to pest control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—32.
NOES—Senator Shaw—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 346—An act to add Section 1247b to the Code of Civil Procedure, relating to evidence in eminent domain proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Byrne, Cameron, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 785—An act to amend Section 689b of the Code of Civil Procedure, relating to attachment and execution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 923—An act to repeal Sections 863, 864, 865, and 866 of, and to add Sections 863, 864, 865, 866, and 866.5 to, and to amend Sections 867 and 868 of, the Welfare and Institutions Code, relating to reimbursement of counties for their cost of care and maintenance of juvenile court wards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 7—An act to amend Section 172a of the Penal Code, relating to sale or gift of intoxicating liquors near certain universities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Collier, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—28.

NOES—Senators Dilworth and Grunsky—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1093—An act to repeal Sections 172, 172a, 172b, 172d, and 172.5 of the Penal Code, and to amend Section 23789 of, and to add Section 23789.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dolwig, Erhart, Farr, Fisher, Gibson, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Short, Teale, and Thompson—24

NOES—Senators Cameron, Dilworth, Donnelly, Grunsky, Holmdahl, Murdy, Rattigan, Rodda, Shaw, Slattery, and Stiern—11.

Bill ordered transmitted to the Assembly.

Senate Bill No. 122—An act to amend Section 87 of, and to add Section 73.1 to, the Agricultural Code, and to amend Section 19534 of the Business and Professions Code, and Section 19537 of the Business and Professions Code as proposed by Assembly Bill No. 1755, as amended in Assembly April 9, 1959, relating to fairs, including racing thereat.

Motion to Re-refer Senate Bill No. 122

Senator McBride moved that Senate Bill No. 122 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 679—An act to amend Sections 68200 and 68201 of, and to repeal Sections 68202, 68203, and 68204 of, and to add Section 68547 to, the Government Code, relating to the justices and judges of courts of record.

Motion to Re-refer Senate Bill No. 679

Senator McBride moved that Senate Bill No. 679 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 187—An act to amend Section 2468 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to reorganization of school districts.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Burns, Byrne, Dilworth, Donnelly, Grunsky, Johnson, McAteer, Richards, Rodda, Short, Thompson, and Williams—12.

NOES—Senators Arnold, Berry, Brown, Cameron, Christensen, Collier, Farr, Fisher, Gibson, Holmdahl, Montgomery, Murdy, Rattigan, Regan, Slattery, Stiern, and Teale—17.

Senate Bill No. 871—An act to add Section 10504.1 to the Water Code, relating to appropriation of water.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 12.28 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senator McBride Presiding

At 12.38 p.m., Senator James J. McBride, of the Thirty-third Senatorial District, presiding.

Senate Bill No. 873—An act to amend Sections 10504 and 10505 of and to add Sections 10504.2, 10504.5, and 10507 to, the Water Code, relating to applications for the appropriation of unappropriated water.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 1009—An act to amend Section 814 of the Agricultural Code, relating to vegetable standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 1.14 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 722—An act to amend Sections 4751 and 4753 of the Labor Code, relating to workmen's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky,

Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 824—An act to amend and renumber the heading of Chapter 4 (commencing at Section 16951), Division 13 of the Education Code, as enacted by the Legislature at its 1959 Regular Session.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 773—An act to codify Section 12 of Chapter 29, 1956 First Extraordinary Session, by repealing said section, and by adding Article 8 (commencing with Section 16419) to Chapter 2, Part 2, Division 4, Title 2 of the Government Code, relating to the Investment Fund.

Motion to Refer Bill to Inactive File

Senator Short moved that Assembly Bill No. 773 be placed on the inactive file.

Motion carried.

Assembly Bill No. 2131—An act to repeal Section 814.4 of, to add Section 814.4 to, and to amend Section 828.7 of, the Agricultural Code, relating to vegetable standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1259—An act to add Section 3864 to the Labor Code, relating to workmen's compensation.

Objection Raised

Senator Shaw objected to Assembly Bill No. 1259 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 1259 to second reading file.

Assembly Bill No. 2060—An act to amend Section 54309 of the Government Code, relating to the issuance of revenue bonds by local agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1156 An act to amend Section 230 of the Elections Code, relating to the form of the affidavit of registration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1190—An act to amend Sections 7003, 7007 and 7008, and to repeal Sections 7005 and 7006 of the Elections Code, relating to canvass at precincts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 278—An act to amend Sections 10201, 10321.5, and 10581.5 of the Business and Professions Code, relating to real estate licenses.

Objection Raised

Senator Shaw objected to Assembly Bill No. 278 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 278 to second reading file.

Assembly Bill No. 351—An act to amend Sections 7302, 7310, 7311, 7312, 7320, 7330, 7331, 7332, 7334, 7362.1, 7370, 7372, 7373, 7376, 7380, 7382, 7383, 7393, 7394, 7400, 7412, 7420, 7431, 7436, and 7442 of the Business and Professions Code, relating to cosmetology.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 766—An act to amend Section 5093 of the Business and Professions Code and to amend Section 5084 of the Business and Professions Code as proposed by Senate Bill No. 104, relating to accountants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1051—An act to add Section 10143 to the Business and Professions Code, relating to rentals.

Objection Raised

Senator McAteer objected to Assembly Bill No. 1051 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 1051 to second reading file.

Assembly Bill No. 1054—An act to amend Section 10279.8 of the Business and Professions Code, relating to real estate and business opportunity licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 976—An act to amend Section 20330 of the Government Code, relating to membership in the State Employees' Retirement System.

Objection Raised

Senator Berry objected to Assembly Bill No. 976 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 976 to second reading file.

Assembly Bill No. 978—An act to add Sections 20988 and 21338 to, to amend Section 21706 of, and to repeal Section 21703 of, the Government Code, relating to the State Employees' Retirement System in respect to the integration therein of federal old age and survivors' insurance coverage.

Objection Raised

Senator Berry objected to Assembly Bill No. 978 on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Asssmbly Bill No. 978 to second reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Joint Resolution No. 25: By Senator Hollister—Relative to the establishment of naval restricted area for a missile range in Santa Barbara County.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Joint Resolution No. 25

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Request for Unanimous Consent

Senator Hollister asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 25, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 25

Senate Joint Resolution No. 25—Relative to the establishment of naval restricted area for a missile range in Santa Barbara County.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Hollister, Johnson, McBride, Miller, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—25.

NOES—Senator Grunsky—1.

Resolution ordered transmitted to the Assembly.

LETTER OF TRANSMITTAL

SENATE CHAMBER, STATE CAPITOL
SACRAMENTO, May 14, 1959

Hon. Glenn M. Anderson
President of the Senate, and
Gentlemen of the Senate
Senate Chamber, Sacramento

MR. PRESIDENT AND GENTLEMEN OF THE SENATE: Pursuant to Senate Resolution No. 180, which appears on page 5140 of the Senate Journal for June 12, 1957, the Senate Interim Committee on Proposed Water Projects was created and the following Members of the Senate were appointed to said committee by the Senate Committee on Rules: Senators Earl D. Desmond, Randolph Collier, Hugh P. Donnelly, Luther E. Gibson, Harold T. Johnson, George Miller, Alan Short, Edwin J. Regan, and Stephen P. Teale.

Since that time Nelson S. Dilworth, Richard J. Dolwig, Ed. C. Johnson, and John A. Murdy, Jr., have been appointed to the committee.

On May 26, 1958, a great loss was suffered by the people of the State of California, the Senate and this committee through the death of Earl D. Desmond, Chairman. Stephen P. Teale was elected chairman in July, 1958.

Harold T. Johnson, an invaluable member, continued to work with the committee until January, 1959, when he took his seat as Congressman from the Second District of California.

The committee herewith submits another progress report of some of its additional findings to date.

Respectfully submitted.

STEPHEN P. TEALE, Chairman
With reservations:
NELSON S. DILWORTH
RICHARD J. DOLWIG
HUGH P. DONNELLY
ALAN SHORT
RANDOLPH COLLIER

EDWIN J. REGAN, Vice Chairman
LUTHER E. GIBSON
ED. C. JOHNSON
GEORGE MILLER, JR.
JOHN A. MURDY, JR.

Letter of transmittal ordered printed in the Journal, and the report in the Appendix to the Journal.

Motion to Print Copies of the Report

Senator Teale moved that 1,500 copies of the above report of the Interim Committee on Proposed Water Projects be printed for distribution.

Motion carried.

ADJOURNMENT

At 1:30 p.m., on motion of Senator Murdy, the President declared the Senate adjourned until 3 p.m., Monday, May 18, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-EIGHTH LEGISLATIVE DAY

NINETY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, May 18, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Dear Lord, kind Lord, don't you think we have had enough of both kinds of war, hot and cold, during the last 50 years to expiate for all our sins? We pray earnestly for the success of the foreign ministers' meeting in Geneva, that ways may be found so we can continue to live on this good earth. Bless, we pray, the Big Four with sanity, for this is no time for bluster, intrigue, and jockeying for advantage. Help them to make it possible for the little hundreds of millions to live in peace and hope. AMEN.

PLEDGE OF ALLEGIANCE

Senator Cameron led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Brown, on motion of Senator McBride, due to illness.

Senator Collier, on motion of Senator McBride, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Enos Reed of Riverside and Kenneth Heury of San Bernardino.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kenneth Cuthbertson, Miss Janet Cuthbertson, and Mr. Thomas Cuthbertson of Atherton.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Phillips, Dr. Harold Carlin, and Mrs. Rose Baldwin, all of Santa Ana. Also Mr. Herb Warren of Yorba Linda.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. H. Saltzman, principal, Mrs. H. Saltzman, Mrs. Wenner, Mrs. McKinney, Mrs. Trousdale, Mrs. Henning, and the following students of Ord School: Ruby Cone, Park Henning, David Kohnke, Jack Macahan, Marcia McKinney, William Trousdale, Ronald Walburn, Marlene Wenner, and Juli White.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Karl K. Coopenider, Mrs. Myrtle Wolf, and the following students of Oakland High: Lynn Allington, Judy Andresen, Jim Anglim, Suzy Barnes, Judy Baston, Linda Beck, Judy Becker, Nancy Badell, Barbara Bell, Carol Bender, Cathy Burcham, Mildred Byrd, Karen Calden, Bill Cavala, Terry Chan, Lee Ann Chase, Sally Chaudet, Pam Clinchard, John Curtiss, Ute De Costa, Linda Decker, Pam Dill, Vicki Dutro, Tē Everson, Karen Figoni, Carol Forsell, Steve Friedkin, Compton Gault, Geri Gee, Nanci Gill, Bill Gracie, Barry Gross, Pam Harris, Jim Harrison, Judy Harrison, Carol Hertz, Tom Holland, Dave Hoopes, Ken Irwin, Norma Johnson, Barbara Karsh, Rob Karsh, Ann Kieren, Judy Kinney, Tina Knight, Joan Kraemer, Susan Langstroth, Lynn Leatherman, Liz MacIntosh, Ann Manuel, Mary Jane Mathewson, Debbie Mazor, Kathy McConnell, Robbin McNamar, Laurie Mullally, Meredith Muller, Carol Noble, Sue Norton, Steve Oliver, Sue Ott, Karen Petersen, Lynne Peterson, Penny Peek, Joy Phillips, Steve Phillips, Steve Pulver, Carolyn Rickard, Charles Rickard, Nancy Rode, Carol Roland, Tony Romley, Janie Scott, Beate Schilling, Les Self, Laurie Simon, Val Steele, Karen Steffensen, Shirley Stroyan, Thea Thompach, Mary Thompson, Loretta Tiger, Bill Virgilio, Nancy Warren, Dave Weinstein, Laurie Weisinger, and Kathy Wilson.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jack Short, Mrs. Jack Short, Harlow English, C. M. Scott, Ed Trafton, Kenneth Savage, H. C. Nice, Harry L. Swarts, Domer Power, Mrs. Eva F. B. Hill, Mrs. Tyree, Mrs. Coatney, W. Jordan, J. Jordan, Frank Berbereia, Charles M. Fisher, Mrs. Charles M. Fisher, E. M. Shryer, Mrs. E. M. Shryer, Roy Davis, Mrs. Roy Davis, Kittie Knight, Charles Rucher, Andy Krumanaker, Hugh Monroe, Mrs. Hugh Monroe, Ed Cook, Richard Moss, Wesley Moss, Kenneth Kissick, Paul Peterson, Ed Olson, William B. Johnston, Ruddy Lundine, James H. Phipps, Sarah R. Smith, Ted Cairns, Joseph Fitzgerald, and Jamie Robertson.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles Toohey, member of the city council and former mayor of Santa Rosa,

and Mrs. Toohey. Also, the Reverend Charles Jackson of St. Eugene's Church in Santa Rosa.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Paul H. Moore of Porterville, and Alfred M. Stuart, W. L. Woodall, Mrs. Norma Stuart, and Alfred V. Stuart, all of Lindsay.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Milton, Mr. Moody, and the following students of Lowell High School (Governor Brown is a Lowell graduate): David Babow, Susan Bates, Sheila Brownloe, Mel Calacal, Julia Chang, Denise Charpiot, Paul Cornego, John Cummings, Marcia Dill, James Elliot, Hilary Field, Pete Hacker, Julia Hawkins, Sophie Hines, Jill Hosmer, Lifong Lee, Myrna Lafko, Bob Lehmman, Diane Livehitz, Elizabeth McConnell, John Hunter, Ed Noguera, Tom Price, Diane Rosen, Leonard Ruby, Lee Sankowich, Steve Saxe, Tom Schrag, Bob Silva, Thomas Sloss, Nick St. Ancint, Mark Susnow, Dennis Tsuchiya, Bill Weiler, Mary Weinrob, Jud Weir, Barry Williams, Yvonne Wong, Reinmara Zeif, Shirley Gim, Charles Metoyer, Ronald Young, Mike Lerner, Ralph Aguiar, Carolyn Allbright, Tony Alvite, Vivian Bacci, Nolan Brady, Lilia Balanon, Richard Beramaschi, Bill Berman, Daniel Borst, Judy Capel, John Cappeletti, Don Disterheft, Mary Hodgson, Theo. Hom, George Howard, Kenneth Jonah, John Kuhn, Leslie Lang, Lynn Laws, Leanna Lee, Brian Mayer, Joyce Miller, Gary Morris, Sherry Rusk, Celeste Sarlatte, Steven Samuels, Judy Soanes, Maxine Tobey, Joyce Waterman, Jan Yee, and Mickey Veliz.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Steve Pulver, Ken Irwin, and Mr. Monte Reid, all of Oakland.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Jack A. Stockman of Livingston, and Mr. and Mrs. Bernard Ferro of Turlock.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ted Todd, Marvin Brewer, Richard Daniels, David Guenter, Crawford Teague, and Lawrence Thome, all of Corona.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Reuben Moulton of Hanford.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Thompson, ordered printed in the Journal:

2740 32d Street
WASHINGTON 8, D. C., May 12, 1959

The Honorable John F. Thompson
State Capitol, Sacramento 14, California

DEAR SENATOR THOMPSON: My husband asks me to thank you for your kind letter of April 28th. He was deeply touched by the warm tribute paid to him in the resolution adopted by the California Senate. This testimony means a great deal to him, and he would like you to express to the members his gratitude.

Sincerely yours,

JANET DULLES
(Mrs. John Foster Dulles)

CITY OF LOS ANGELES
OFFICE OF CITY CLERK
LOS ANGELES 12, May 12, 1959

Mr. Joseph A. Beek
Secretray of the Senate
Senate Chamber, State Capitol
Sacramento 14, California

DEAR SIR: At the meeting of the council held May 12, 1959, the following resolution was adopted:

"WHEREAS, Establishment of the California Freeway System, as described in Senate Bill No. 480 and Assembly Bill No. 1169, is now being considered by the California Legislature; and

"WHEREAS, Senate Bill No. 480 and Assembly Bill No. 1169 are sponsored by Senator Randolph Collier and Assemblyman Lee Backstrand, chairmen of their respective House Transportation Committees and co-sponsored by many other legislators, including Senator Richard Richards and Assemblyman Charles Chapel of Los Angeles County; and

"WHEREAS, The proposed California Freeway System was recommended to the Legislature by the State Department of Public Works (Division of Highways), in response to a request by the Legislature, after intensive studies in co-operation with planning, engineering and administrative officials throughout the State; and

"WHEREAS, A statewide freeway system will form the basis for correlating future highway planning and construction work to the relative deficiencies of highways and the needs of traffic service; and

"WHEREAS, It is proposed that the State Department of Public Works, through such legislative interim committee or committees as may be designated, in co operation with any advisory committees of local officials which may be provided for, shall review the system every four years and report to the Legislature as to the progress made in developing the system and as to revisions that should be made in the system; and

"WHEREAS, Establishment of the California Freeway System will be the greatest forward step taken in California highway history since the Collier-Burns Highway Act of 1947; now, therefore, be it

"*Resolved*, That the City Council of the City of Los Angeles hereby endorses the principle of establishing an overall statewide plan for a 'California Freeway System,' and urges passage of the necessary enabling acts at the present session of the California Legislature; and be it further

"*Resolved*, That each house of the California Legislature be informed of this endorsement."

Very truly yours,

WALTER C. PETERSON, City Clerk
By M. B. WILSON, Deputy

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly appointed Mr. Samuel R. Geddes, Mrs. Davis, and Mr. Zberg as a Committee on Conference concerning:

Senate Bill No. 133 An act to amend Section 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 First Extraordinary Session), relating to the Vallejo Sanitation and Flood Control District.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 195
Assembly Bill No. 227
Assembly Bill No. 236
Assembly Bill No. 357
Assembly Bill No. 1186
Assembly Bill No. 1160

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, May 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 49
Assembly Bill No. 618

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 35
Senate Concurrent Resolution No. 69
Senate Concurrent Resolution No. 73
Senate Joint Resolution No. 12

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, May 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 299
Senate Bill No. 300
Senate Bill No. 694
Senate Bill No. 786
Senate Bill No. 818
Senate Bill No. 819
Senate Bill No. 823
Senate Bill No. 829
Senate Bill No. 972

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 23
Assembly Joint Resolution No. 25

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Joint Resolution No. 23—Relative to the Trinity River Project.

Referred to Committee on Water Resources.

Assembly Joint Resolution No. 25—Relating to federal construction and operation of the power facilities of the Trinity River Division, Central Valley Project.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1249
Assembly Bill No. 2412

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 1249—An act to amend Section 6947 of, and add Section 6946.5 to, the Business and Professions Code, and to add Section 426c to the Code of Civil Procedure, relating to actions by assignees for collection.

Referred to Committee on Business and Professions.

Assembly Bill No. 2412—An act to add Section 4232 to the Agricultural Code, relating to the marketing of dairy products.

Referred to Committee on Agriculture.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 31
Assembly Bill No. 349
Assembly Bill No. 358
Assembly Bill No. 594
Assembly Bill No. 650
Assembly Bill No. 802
Assembly Bill No. 1044
Assembly Bill No. 1096
Assembly Bill No. 1148
Assembly Bill No. 1256
Assembly Bill No. 1405
Assembly Bill No. 2005
Assembly Bill No. 2026
Assembly Bill No. 2031
Assembly Bill No. 2037
Assembly Bill No. 2053
Assembly Bill No. 2074
Assembly Bill No. 2093
Assembly Bill No. 2216
Assembly Bill No. 2221
Assembly Bill No. 2225
Assembly Bill No. 2230
Assembly Bill No. 2287
Assembly Bill No. 2348
Assembly Bill No. 2350
Assembly Bill No. 2365
Assembly Bill No. 2368
Assembly Bill No. 2370
Assembly Bill No. 2371
Assembly Bill No. 2377
Assembly Bill No. 2388
Assembly Bill No. 2408
Assembly Bill No. 2424
Assembly Bill No. 2429

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 31—An act to amend Section 69609 of the Government Code, relating to the superior court judges for the County of Santa Clara.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 349—An act to amend Sections 5828 and 6499.6 of, and add Sections 5829.1 and 5829.2 to, the Public Resources Code, relating to loans and agreements for small craft harbor planning and construction.

Referred to Committee on Natural Resources.

Assembly Bill No. 358—An act to add Section 13561.1 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to lunch periods for teachers.

Referred to Committee on Education.

Assembly Bill No. 594—An act to amend Sections 51 and 52 of, and to repeal Sections 53 and 54 of, the Civil Code, relating to civil rights.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 650—An act to amend Sections 151 and 153 of the Water Code, relating to the California Water Commission.

Referred to Committee on Water Resources.

Assembly Bill No. 802—An act to add Chapter 3 (commencing with Section 13200) to Division 10 of the Fish and Game Code, relating to accounting by the Department of Fish and Game.

Referred to Committee on Fish and Game.

Assembly Bill No. 1044 - An act to amend Sections 3701 and 3703 of the Labor Code, relating to workmen's compensation insurance and security.

Referred to Committee on Labor.

Assembly Bill No. 1096 -An act to add Section 234 to, and to repeal Section 12605 of, the Water Code, relating to weather modification.

Referred to Committee on Water Resources.

Assembly Bill No. 1143 -An act to add Section 7933.5 to the Elections Code, relating to the demise of a candidate for public office.

Referred to Committee on Elections.

Assembly Bill No. 1256—An act to repeal Chapter 11 (commencing at Section 28600) of Division 21 of, and to add Chapter 11 (commencing at Section 28520) to Division 21 of, the Health and Safety Code, relating to sanitation and health requirements for restaurants, itinerant restaurants, vehicles, and vending machines.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1405—An act to amend Section 74701 of the Government Code, relating to the Santa Rosa Municipal Court.

Referred to Committee on Local Government.

Assembly Bill No. 2005—An act to amend Section 13114 of, to amend and renumber Section 13114.5 of, and to add Sections 13114.1, 13114.2, 13114.3, 13114.4, 13114.5, 13117, and 13147 to, the Health and Safety Code, relating to fire protection.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2026—An act to amend Section 74263 of the Government Code, relating to San Bernardino Municipal Court District and sheriff's duties.

Referred to Committee on Local Government.

Assembly Bill No. 2031—An act to repeal Section 24755 of, and to add Sections 24719 and 24755 to, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2037—An act to add Section 14377 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to deductions of group insurance premiums from teachers' retirement allowances.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2053—An act to amend Section 145 of the Penal Code, relating to offenses of public officer with respect to arrested persons.

Referred to Committee on Judiciary.

Assembly Bill No. 2074—An act to amend Section 6060 of the Business and Professions Code, relating to admission to practice law.

Referred to Committee on Business and Professions.

Assembly Bill No. 2093—An act to amend Section 26827 of the Government Code, relating to fees of county clerk.

Referred to Committee on Judiciary.

Assembly Bill No. 2216—An act to amend Section 73 of the Streets and Highways Code, relating to relinquishment of state highways.

Referred to Committee on Transportation.

Assembly Bill No. 2221—An act to amend Sections 10605 and 10606 of, and to add Section 10607 to, the Health and Safety Code, relating to vital statistics.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2225—An act to add Section 13006 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to leaves of absence for school district employees.

Referred to Committee on Local Government.

Assembly Bill No. 2230—An act to amend Sections 12845 and 12846 of the Public Utilities Code, and to amend Sections 2864 and 2865 of the Public Districts Code, as proposed by Assembly Bill No. 908, relating to municipal utility districts.

Referred to Committee on Local Government.

Assembly Bill No. 2287—An act to amend Section 21711 of, and to add Section 21650.5 to, the Water Code, relating to irrigation districts.

Referred to Committee on Local Government.

Assembly Bill No. 2348—An act to amend Sections 3301, 3302, 3305, 3306, and 3320 of, and to add Section 3320.5 to, the Penal Code, relating to the Department of Corrections and agencies therein.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2350—An act to amend Sections 6851, 6860, 6861, 6864, 6866, 6867, 6875, 6878, 6885, 6886, 6887, 6888, 6890, 6891, 6892, 6895, 6900, 6901, 6902, 6905, 6906, 6911, 6912, 6913, 6914, 6915, 6916, 6922, 6923, 6925, 6930, 6931, 6948, 6949, 6950, 6951, 6955, and 6956 of the Business and Professions Code, relating to transferring the administration of the laws regulating collection agencies from the Office of the Secretary of State to the Department of Professional and Vocational Standards.

Referred to Committee on Business and Professions.

Assembly Bill No. 2365—An act to amend Section 1207 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to costs of elections of members of the board of education.

Referred to Committee on Local Government.

Assembly Bill No. 2368—An act providing for the transfer to the General Fund of amounts constituting surplus from estates of deceased persons in the Unclaimed Property Fund in the State Treasury.

Referred to Committee on Finance.

Assembly Bill No. 2370—An act adding Article 9 (commencing with Section 1318) to Chapter 1 of Title 10 of Part 2 of the Penal Code, relating to the release of defendants on their own recognizance.

Referred to Committee on Judiciary.

Assembly Bill No. 2371—An act to amend Sections 858 and 859 of the Penal Code, relating to notification to parent or guardian of arrest of child or ward.

Referred to Committee on Judiciary.

Assembly Bill No. 2377—An act to amend Section 111 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the State Board of Education.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2388—An act to amend Section 21454 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to traffic control signals.

Referred to Committee on Transportation.

Assembly Bill No. 2408—An act to amend Sections 12205, 12206, 12300.3, and 12301 of the Financial Code, relating to check sellers and cashers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2424—An act to amend Section 11715 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicles owned by dealers.

Referred to Committee on Transportation.

Assembly Bill No. 2429—An act to add Section 13655 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to classified employees.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 101
Assembly Concurrent Resolution No. 104
Assembly Concurrent Resolution No. 126
Assembly Concurrent Resolution No. 127
Assembly Concurrent Resolution No. 129

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 101—Relative to the Upper Sacramento River development projects.

Referred to Committee on Water Resources.

Assembly Concurrent Resolution No. 104—Relative to Allen Camp Dam and Reservoir.

Referred to Committee on Water Resources.

Assembly Concurrent Resolution No. 126—Approving amendments to the charter of the City of Berkeley, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the seventh day of April, 1959.

Resolution ordered to third reading file.

Assembly Concurrent Resolution No. 127—Relative to reports of the department encampments or conventions of the United Spanish-American War Veterans.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 129—Relative to printing the Education Code.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 216—An act to amend Sections 632 and 634 of the Code of Civil Procedure, relating to civil actions;

Senate Bill No. 249—An act to amend Section 19615 of the Education Code as proposed by Senate Bill No. 2, relating to the repayment of State School Building Aid;

Senate Bill No. 436—An act to amend Sections 21200, 21201, and 21208 of the Financial Code, and Sections 343 and 11108 of the Penal Code, and to add Section 21208 to the Financial Code, relating to pawnbrokers;

Senate Bill No. 648—An act to amend Section 1505 of the Penal Code, relating to the writ of habeas corpus;

Senate Bill No. 680—An act to amend Sections 4, 5, 17, 24, 29, and 35 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to water supply in Orange County;

Senate Bill No. 766—An act to add Section 5254.5 to the Streets and Highways Code, relating to the Improvement Act of 1911;

Senate Bill No. 783—An act to add Section 8162.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to exemptions from courses in physical education;

Senate Bill No. 817—An act to amend Section 17801 of the Education Code as enacted at the 1959 Regular Session, relating to basic state aid for high schools;

Senate Bill No. 820—An act to amend Section 17903 of the Education Code as enacted at the 1959 Regular Session, relating to state equalization aid for high school districts;

Senate Bill No. 887—An act to add an article heading and to add Article 2 (commencing with Section 25580), to Chapter 6 of Part 2, Division 2, Title 3 of the Government Code, relating to parks and recreation;

Senate Bill No. 902—An act to add Section 591 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to the definition of "street" or "highway";

Senate Bill No. 946—An act to amend Section 25643 of the Government Code, relating to excepting property from county tax levy for structural fire protection;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1959, at 2:30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 10—An act to add Section 1241.5 to the Water Code, relating to Indian water rights;

Senate Bill No. 270—An act to amend Section 1632 of the Welfare and Institutions Code, relating to tuberculosis tests;

Senate Bill No. 231—An act to amend Section 13106 of the Government Code, relating to quitclaiming of state-owned easements and rights-of-way;

Senate Bill No. 463—An act to amend Section 1506 of, and to add Section 1507 to, the Penal Code, relating to appeals in habeas corpus proceedings;

Senate Bill No. 467—An act to amend Sections 1300 and 1320 of the Business and Professions Code, relating to clinical laboratory technology;

Senate Bill No. 642—An act to add Section 29022 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to integrity of diplomas;

Senate Bill No. 695—An act to amend Section 15959 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district purchases;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1959, at 10.30 a.m.

BURNS, Chairman

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 215—An act to amend Sections 6075 and 6077 of the Harbors and Navigation Code, relating to harbor districts;

Senate Bill No. 335—An act to amend Section 10036 of the Health and Safety Code, relating to vital statistics;

Senate Bill No. 336—An act to amend Section 10612 of the Health and Safety Code, relating to vital statistics;

Senate Bill No. 433—An act to amend Section 20363 of the Government Code, relating to the State Employees' Retirement System;

Senate Bill No. 684—An act to amend Section 170.6 of the Code of Civil Procedure, relating to disqualification of judges on the ground of prejudice;

Senate Bill No. 748—An act to amend Section 12 of the Alameda County Flood Control and Water Conservation District Act, relating to the levy and collection of taxes and assessments, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 765—An act to add Section 25843 to the Government Code, relating to county government;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1959, at 12 noon.

BURNS, Chairman

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 271—An act to add Sections 24100.1, 24101.1, 24101.2, 24101.3, 24101.4 to, and to amend Sections 24107 and 24108 of, the Health and Safety Code, relating to health, sanitation, and safety in water sports and recreation;

Senate Bill No. 412—An act to repeal Section 23373 of the Business and Professions Code, relating to alcoholic beverages;

Senate Bill No. 604—An act to amend Sections 1227, 1228, 1316, 1413 and 1416, and to repeal Section 1414, of the Financial Code, relating to loans;

Senate Bill No. 757—An act to add Section 16865 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to fire extinguishers carried on school buses;

Senate Bill No. 772—An act to amend Section 69844 of, and add Sections 71614.5 and 72050.5 to, the Government Code, relating to the keeping of court records;

Senate Bill No. 835—An act to add Section 4746.1 to the Health and Safety Code, relating to certificates of indebtedness of a county sanitation district;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of May, 1959, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 956—An act to amend Section 1421 of the Health and Safety Code, relating to hospitals and nursing homes;

And reports that the same has been correctly enrolled, and presented to the Governor on the eighteenth day of May, 1959, at 4.45 p.m.

BURNS, Chairman

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 47—Relative to the study of a state highway route;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fifteenth day of May, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 24—Relative to timber on national forest lands;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the eighteenth day of May, 1959, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 25

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 524

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 650
Senate Bill No. 805
Senate Bill No. 1073
Senate Bill No. 1120
Senate Bill No. 1174
Senate Joint Resolution No. 22
Senate Joint Resolution No. 23
Senate Concurrent Resolution No. 70
Senate Concurrent Resolution No. 72
Senate Concurrent Resolution No. 77
Senate Constitutional Amendment No. 31

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 76
Senate Bill No. 455
Senate Bill No. 538
Senate Bill No. 707
Senate Bill No. 762
Senate Bill No. 832
Senate Bill No. 866
Senate Bill No. 1111

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 644

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Agriculture

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Assembly Bill No. 1555
Assembly Bill No. 1780
Assembly Bill No. 2237

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass, and to the Consent Calendar.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 94

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1245
Assembly Bill No. 1130

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 485
Assembly Bill No. 244
Assembly Bill No. 317
Assembly Bill No. 1081
Assembly Bill No. 1376

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Constitutional Amendment No. 14

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

McBRIDE, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 720
Senate Bill No. 1180

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 576

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Labor, to which were referred:

Assembly Bill No. 1015

Senate Joint Resolution No. 19

Has had the same under consideration, and reports the same back with the recommendation: Do pass (Be adopted).

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Above reported resolution ordered to third reading.

Committee on Public Utilities

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 1220

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, May 12, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1589

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 958

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 255

Reports the same back with the recommendation: Re-refer to the Committee on Rules for interim study.

SHORT, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Natural Resources

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 798

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND SENATE BILL NO. 798

Senator McCarthy moved that Senate Bill No. 798 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 798—An act to add Section 3605.5 to the Public Resources Code, relating to oil and gas wells.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, before "the", insert ", and amend Sections 3605, 3606, and 3606.1 of,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 10, insert

"SEC. 2. Section 3605 of said code is amended to read:

3605. The provisions of this chapter [do not] *shall* apply to [any field] *all pools:* [producing oil or gas on August 14, 1931.]

(a) Which first produce oil or gas after September 18, 1959; or

(b) Which are producing oil or gas on September 18, 1959, unless such pool is within a field within the meaning of that term as used in this chapter prior to September 18, 1959, which field was producing oil or gas on August 14, 1931.

The provisions of this chapter shall not apply to any other pool.

SEC. 3. Section 3606 of said code is amended to read:

3606. Notwithstanding any other provisions of this chapter, where a parcel of land contains one acre or more and where all or substantially all of the surface of such parcel of land is unavailable for the surface location of oil or gas wells, there may be drilled or produced not more than one well into each acre of such parcel of land, and the surface location of such well may be located upon property which may or may not contain one acre or more of surface area, and the property upon the surface of which the surface location of such well may be located may or may not be contiguous to such parcel of land; provided:

1. No operator shall construct or maintain any derrick within 150 feet of any other derrick, then standing, of such operator *unless approved in advance by the supervisor who may, in granting such approval, attach such conditions as are reasonably necessary to carry out the purposes of this chapter.*

2. The surface location of such well, as measured from the center of the hole, shall be not less than 25 feet from an outer boundary of the surface of the property upon which such well is located, and shall be not less than 25 feet from any dedicated public street, road or highway which is so dedicated and in such public use at the time of the commencement of drilling of such well.

3. The producing interval of such well shall be not less than 75 feet from an outer boundary of the parcel of land into which such producing interval is drilled, and the producing interval of such well shall be not less than 150 feet, as measured horizontally in the same [zone,] *pool*, from the producing interval of any other well which is producing or capable of producing oil or gas.

To enforce the provisions of this section, the supervisor may require, at the time supervisor gives approval of notice of intention to drill, redrill or deepen, that a subsurface directional survey be made for such well, and that a plat of said directional survey be filed with the supervisor within fifteen (15) days of completion, and such plat shall be open to inspection by any other operator in the field in which the well is located.

SEC. 4. Section 3606.1 of said code is amended to read:

3606.1. The 150-foot restriction in Sections 3600 and elsewhere in this chapter shall apply only to wells drilled and producing from the same [zone or] pool; provided, however, that the well density shall not exceed one well per acre unless the supervisor shall determine that more than one [zone or] pool underlies the property and that it is not practical to produce from all such [zones or] pools from a single well per acre and that such other [zones or] pools are being drained by offset wells. In such cases only, a maximum density of two wells per acre may be approved. These exceptions to the general spacing rule shall apply also to properties qualifying under Sections 3602 and 3606."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 1263

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND SENATE BILL NO. 1263

Senator Arnold moved that Senate Bill No. 1263 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1263—An act to amend Section 4167 of the Public Resources Code, relating to use of equipment without approved spark arresters.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 16, of the printed bill, insert "Motor trucks and passenger carrying motor vehicles are not subject to the provisions of this paragraph."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1033

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1033

Senator Shaw moved that Senate Bill No. 1033 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1033—An act to add Section 20308 to the Government Code, relating to legislative employees.

Bill read second time.

Motion to Amend

Senator Shaw moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "or officer".

Amendment No. 2

On page 1, line 15, strike out "on the first day of the month next following such"; strike out lines 16 and 17, and insert "not later than the first day of the seventh month following the effective date of this section."

Amendment No. 3

On page 2, lines 27 and 28, strike out "who becomes a member pursuant to this section on its effective date", and insert "in employment on the effective date of this section, who becomes a member pursuant to this section within the prescribed period".

Amendment No. 4

On page 2, line 38, strike out "officer or".

Amendment No. 5

On page 2, line 43, strike out "officer or".

Amendment No. 6

On page 2, line 46, strike out "officer or".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 1283

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 1283

Senator Berry moved that Senate Bill No. 1283 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1283—An act to amend Section 17462 of the Health and Safety Code, relating to the State Housing Act.

Bill read second time.

Motion to Amend

Senator Berry moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, after "lead," insert "copper,".

Amendment No. 2

On page 1, line 5, after "or", insert "approved".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, May 11, 1959; Tuesday, May 12, 1959; Wednesday, May 13, 1959; Thursday, May 14, 1959; and Friday, May 15, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

Motion to Take Bill From the Inactive File

Senator McBride moved that Senate Bill No. 48 be taken from the inactive file and placed on the second reading file.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 1936

Senator Gibson moved that Assembly Bill No. 1936 be withdrawn from Committee on Fish and Game and re-referred to Committee on Governmental Efficiency.

Motion carried.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Concurrent Resolution No. 74—Relative to adding Joint Rule 10.9 to the Joint Rules of the Senate and the Assembly.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Concurrent Resolution No. 74?

Amendment No. 1

On page 1, line 12, of the printed measure, after "house", insert ", except that such bills shall not be heard by any committee or acted upon by either house until 15 calendar days have elapsed following the date each bill was first introduced".

The roll was called, and the Senate concurred in Assembly amendment to Senate Concurrent Resolution No. 74 by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Cameron, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Above resolution ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 176—An act to validate certain actions relating to the annexation of property to cities and to the zoning of such property, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 754—An act to add Section 730.05a to the Civil Code, relating to the inclusion in the Uniform Principal and Income Law of provisions concerning the distribution of net probate income.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate May 5, 1959, strike out "by the execution", and insert "which was received by him through the exercise".

Amendment No. 2

On page 1, lines 20 and 21, strike out "of any donee", and insert "liabilities of any legatee".

Amendment No. 3

On page 2, line 19, strike out "in pro rata", and insert a period.

Amendment No. 4

On page 2, strike out lines 20 to 22, inclusive, and insert "Payments under the preceding subdivisions (1), (2), (3) and (4), or any of them, shall be made in pro rata shares, in accordance with the respective values of the property bequeathed, or given in trust, at the death of the testator as determined by the executor."

Amendment No. 5

On page 2, lines 33 and 34, strike out "and shall forthwith pay said income to the income beneficiaries".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 542—An act to amend Sections 16838, 16839, 16840, 16841, and 16843 of the Education Code, and Sections 12408, 12409, 12410, 12411, and 12413 of the Education Code as proposed by Senate Bill No. 2, and Section 700 of the Welfare and Institutions Code, relating to insubordinate or disorderly school children.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 712—An act to amend Sections 2016, 2019, 2020, 2021, 2024, 2025, 2026, 2030, 2032, 2033 and 2034 of, and to add Sections 1991.1, 1991.2 and 2023 to, the Code of Civil Procedure, relating to depositions and discovery.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 734—An act to amend Section 108 of the Civil Code, relating to divorce on the ground of incurable insanity.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1076—An act to amend Section 602 of the Penal Code, relating to the crime of trespass.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1013—An act to amend Section 4 of Chapter 2092, Statutes of 1957, relating to barriers for salinity and flood control purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1204—An act to amend Section 12901 of the Water Code, relating to water projects.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 368—An act to add Section 906.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to legal counsel for school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 310—An act to amend Section 1181 or the Civil Code, relating to officers who may take proof or acknowledgment of an instrument.

Bill read second time, and ordered to third reading.

Assembly Bill No. 379—An act to amend Section 27361.6 of the Government Code, relating to recordation of instruments.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1455—An act to add Section 5906.5 to the Elections Code, relating to absent voter.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1 of the printed bill, after line 8, insert "The envelope in which the second ballot is enclosed shall have plainly stamped or printed thereon a warning that voting twice constitutes a felony.

In the event that the voter attempts to vote more than one absent voter's ballot, both ballots shall be void."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1456—An act to amend Sections 5901 and 5931 of the Elections Code, relating to absent voters.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 7, of the printed bill, after "place", insert "by the most direct route for public travel".

Amendment No. 2

On page 2, line 11, after "place", insert "by the most direct route for public travel".

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 1456

Amendment No. 1

On page 2, lines 16 and 17, of the printed bill, strike out "envelope the clerk shall deposit the envelope", and insert "return envelope containing the identification envelope the clerk shall deposit it".

Amendment No. 2

On page 2, line 18, after "board.", insert "An identification envelope shall in no event be opened before being delivered to the canvassing board."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 499—An act to add Section 5006.2 to the Public Resources Code, relating to state parks.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 3, of the printed bill, after "commission", insert "or the State Division of Beaches and Parks".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 985—An act to add Section 7056.5 to the Public Resources Code, relating to the production of oil and gas or other minerals.

Bill read second time, and ordered to Consent Calendar.

Assembly Joint Resolution No. 34—Relative to the long range program for the national forests.

Resolution read second time, and ordered to Consent Calendar.

Assembly Bill No. 647—An act to amend Section 11200 of, and to add Article 9.9 (commencing at Section 11276) to, and amend and renumber the title of Article 9.6 (commencing at Section 11270) of, Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Bill read second time.

Motion to Re-refer Assembly Bill No. 647

Senator McBride moved that Assembly Bill No. 647 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1063—An act to amend Section 1256 of, to add Part 1.5 (commencing at Section 10004) to Division 6 of, and to add Section 13056 to, the Water Code, relating to the California Water Plan.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1051—An act to add Section 10143 to the Business and Professions Code, relating to rentals.

Bill read second time, and ordered to third reading.

Assembly Bill No. 555—An act to amend Section 28105 of the Government Code, relating to compensation for public services in counties of the fifth class.

Bill read second time, and ordered to third reading.

Assembly Bill No. 976—An act to amend Section 20330 of the Government Code, relating to membership in the State Employees' Retirement System.

Bill read second time.

Motion to Amend

Senator Berry moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 20303 and".

Amendment No. 2

On page 1, line 11, strike out the period, and insert "and in the public schools of the State."

Amendment No. 3

On page 1, between lines 11 and 12, insert

"SEC. 2. Section 20303 of said code is amended to read:

20303. Every other employee becomes a member *either* on the first day of the calendar month *or on the first day of the payroll period* next following the completion of six months, uninterrupted by a break of more than one month, of employment by the State, by the university, or by a contracting agency *, in accordance with the rules of the Board of Administration of this system* ; provided, that absence for military service shall not be considered a break for the purpose of this section."

Amendment No. 4

On page 1, line 12, strike out "2", and insert "3".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 978—An act to add Sections 20988 and 21338 to, to amend Section 21706 of, and to repeal Section 21703 of, the Government Code, relating to the State Employees' Retirement System in respect to the integration therein of federal old age and survivors' insurance coverage.

Bill read second time.

Motion to Amend

Senator Berry moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed bill, after "coverage", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, strike out lines 3 to 12, inclusive, and insert

"20988. The compulsory retirement provisions of this article shall be suspended as to local miscellaneous members in the employ of any contracting agency requesting such suspension at or after the time the board authorizes a division or referendum under Part 4 of this title in the system as it applies to such members. The suspension shall be effective as to all such members who attain mandatory retirement age in or after the month in which the board authorizes the referendum or division or in which the agency requests the suspension, whichever is later, and shall terminate on the first day of the third month following the month in which the division or referendum is conducted, or on the first day of the seventh month following the month in which the board authorized the division or referendum, whichever is earlier."

Amendment No. 3

On page 3, strike out line 17, and insert

"SEC. 5. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order that the benefits of the federal system of Old-Age, Survivors and Disability Insurance, if such benefits are made available to employees of a contracting agency, will not be denied to those employees who are in need thereof by reason of the arbitrary age fixed for compulsory retirement under the state system, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 978

Amendment No. 1

On page 3, line 5, of the printed bill, strike out "accumulated".

Amendment No. 2

On page 3, line 6, strike out "accumulated", and insert "total".

Amendment No. 3

On page 3, line 16, after "account.", insert "If said contract is or has been amended to provide for the payment of retroactive employee and employer contributions in the manner provided in this section, it may be further amended to provide that the amount by which (1) the total normal contributions of each member for the period subsequent to the effective date of coverage under the federal system less the total normal contributions which would have been credited to the account of such member had the reduced rate of contribution provided in the amended contract with the public agency been in effect from and after the aforesaid date of coverage exceeds (2) the employee federal contributions for such member for the period after said date of coverage shall be paid to such member."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1259—An act to add Section 3864 to the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 278—An act to amend Sections 10201, 10321.5, and 10581.5 of the Business and Professions Code, relating to real estate licenses.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 1010—An act to amend Section 814.1 of the Agricultural Code, relating to vegetable standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Christensen, Coombs, Dolwig, Donnelly, Erhart, Hollister, Johnson, McAteer, McCarthy, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, and Williams—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 974—An act to amend Sections 27463 and 27464 of the Government Code, relating to coroners.

Motion to Retain Place on File

Senator McCarthy moved that Senate Bill No. 974 be passed on file and retain its place.

Motion carried.

Senate Bill No. 975—An act to amend Sections 27470 and 27471 of the Government Code, relating to coroners.

Motion to Retain Place on File

Senator McCarthy moved that Senate Bill No. 975 be passed on file and retain its place.

Motion carried.

Senator McCarthy Presiding

At 3:30 p.m., Senator John E. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 707—An act to add Chapter 11.5 (commencing at Section 26120) to Part 2 of Division 2 of Title 3 of the Government Code, relating to county historical societies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Christensen, Dolwig, Donnelly, Erhart, Fisher, Johnson, McCarthy, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 76—An act to add Chapter 6 (commencing at Section 1600) to Division 2 of the Fish and Game Code, relating to the

Prado Dam Recreational Area and providing for its acquisition and management.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Hollister, Johnson, McCarthy, Montgomery, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Teale—22.
NOES—Senator Murdy—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 832—An act to amend Section 350 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to farm tractors used on highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Thompson, and Williams—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 23—Relative to Chambers Lodge Post Office.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Byrne, Cameron, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—24.
NOES—None.

Resolution ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

REQUEST FOR UNANIMOUS CONSENT

At 3:46 p.m., Senator Dilworth asked for, and was granted, unanimous consent to have the record show that the Committee on Revenue and Taxation had just completed a committee hearing.

RECESS

At 3:47 p.m., on motion of Senator Gibson, the Senate recessed for the purpose of introducing Brigadier General George F. McGuire of Travis Air Force Base.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Gibson and Burns as a Special Committee to escort General McGuire to the rostrum.

INTRODUCTION OF GENERAL McGUIRE

Senator Gibson introduced Brigadier General George F. McGuire to the Senate, and stated:

"I have had the pleasure of knowing the general for the past year, and I know of his interest in having the Legislature get a first-hand

look at the facilities at Travis besides giving the members an interesting afternoon and a most enjoyable evening."

George F. McGuire was born in Coffeyville, Kansas on December 17, 1904. He majored in journalism and received a Bachelor of Arts Degree from the University of Kansas in 1926. He entered flying school in 1929, and was commissioned a second lieutenant in 1930.

From 1930 through 1947 his primary duties included pilot for eight years, commander for two years and staff officer for six years. He has been a command pilot since 1943.

Overseas tours included Philippine Islands from 1936 to 1938; North Africa from May, 1942 to February, 1943; the European Theater from August, 1944 to November, 1945; and England from December, 1951 to August, 1954.

During the European phase of World War II, General McGuire participated in campaigns in Normandy, Central Europe, Northern France, Rhineland, Ardennes, Egypt, Tunisia, and Sicily.

He was decorated by three foreign countries for his service abroad. His service decorations include the Legion of Merit with one Oak Leaf Cluster, Distinguished Flying Cross, Air Medal, Soldiers Medal, and Bronze Star.

He became chief of operations division, Hq USAF, in 1949; in July, 1950 he became the deputy director of operations, Hq USAF, and beginning in 1951 spent nine months in Kansas City, helping organize and operate the newly created Central Air Defense Force for the Air Defense Command, as deputy for operations.

His next assignment was in England as deputy commander of the Third Air Force. Upon his return he assumed command of Larson AFB, Washington, on August 24, 1954. The general assumed command of the 323d Air Division at Travis AFB, California, on July 1, 1958.

He and his wife, Virginia, have two children, Tommy, 8, and Louise, 10.

The general invited all the Members of the Legislature to be his guests at Travis on Wednesday, May 27, 1959. The visit would include a tour of the base and its facilities, and cocktails and dinner in the evening. He thanked the Senate for the opportunity of appearing before them and expressed his sincere wish that all will be able to visit the base.

REASSEMBLED

At 3.53 p.m., the Senate reconvened.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Motion to Retain Place on File

Senator Grunsky moved that Senate Bill No. 524 be passed on file and retain its place.

Motion carried.

Senate Bill No. 1092—An act to add Sections 5721 and 5722 to, and to amend Section 10506 of, the Education Code as enacted at the 1959 Regular Session, relating to tuition fees for nonresident junior college students.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Cobey, Coombs, Dilworth, Donnelly, Erhart, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 644—An act to add Chapter 2.6 (commencing at Section 24375) to Division 20 of the Health and Safety Code, creating the San Joaquin Valley Air Pollution Control District, setting forth its organization, powers, and duties, all relating to the control of air pollution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—27.

NOES—Senators Donnelly and Williams—2.

Motion to Reconsider

Senator Donnelly moved to reconsider the vote whereby Senate Bill No. 644 was passed.

Postponement of Reconsideration

On motion of Senator Donnelly, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 644 was passed, was continued until the next legislative day.

Senate Bill No. 75—An act to add Article 9 (comprising Sections 5340 to 5347, inclusive) to Chapter 2 of Division 3 of the Business and Professions Code, relating to the regulation of outdoor advertising.

Bill read third time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 34, of the printed bill, as amended in Senate April 23, 1959, after "removed", insert ", and in the event of such removal just compensation shall be paid".

Amendment No. 2

On page 2, line 40, after "removed", insert ", and in the event of such removal just compensation shall be paid".

Amendments read.

Point of Order

Senator McCarthy rose to a point of order, and stated that Senator Hollister was not discussing the amendments, but was discussing the bill.

The President ruled that Senator Hollister could not discuss the amendments without discussing the bill, therefore, the point of order was not well taken.

The President put the question.

The question being on the adoption of the amendments by Senator Hollister to Senate Bill No. 75.

Amendments adopted.

Motion to Reconsider

Senator Farr moved to reconsider the vote whereby the amendments by Senator Hollister to Senate Bill No. 75 were adopted.

Postponement of Reconsideration

On motion of Senator Farr, the further consideration of the motion to reconsider the vote whereby the amendments by Senator Hollister to Senate Bill No. 75 were adopted, was continued to the next legislative day.

Senate Bill No. 516—An act to amend Sections 2780, 6200, 6203, 6204, 6205, 6206, 6207, and 6208 and to repeal Section 6202 of, and to add Sections 5067, 6201 and 6202 to, the Penal Code, relating to institutions under the jurisdiction of the Department of Corrections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 455—An act to amend Sections 350 and 5018 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to trailers used to haul fruits, olives, grapes or nuts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Murdy Presiding

At 4.03 p.m., Senator John A. Murdy, of the Thirty-fifth Senatorial District, presiding.

Senate Bill No. 866—An act to amend Section 1 of Chapter 515 of the Statutes of 1919, relating to tidelands and submerged lands in the City of Emeryville, County of Alameda.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1111—An act to amend Section 399 of the Streets and Highways Code, relating to the adoption of state highway routes.

Motion to Re-refer Senate Bill No. 1111

Senator McBride moved that Senate Bill No. 1111 be re-referred to Committee on Finance.

Motion carried.

Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the first paragraph of subdivision (b) of Section 2 of Article IV thereof, relating to the compensation of Members of the Legislature.

Motion to Refer Bill to Inactive File

Senator McAteer moved that Senate Constitutional Amendment No. 31 be placed on the inactive file.

Motion carried.

Senate Concurrent Resolution No. 77—Relative to the continuance of the Joint Interim Committee on the Education and Rehabilitation of Handicapped Children and Adults.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Berry, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—26.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 984—An act to amend Sections 20655, 20685, 20897, 21100, 21207, 21251.15 and 21261 of the Government Code, relating to the State Employees' Retirement System.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, Murdy, Richards, Rodda, Shaw, Short, Stiern, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 458—An act to add Section 1024 to the Military and Veterans Code, relating to the Veterans' Home of California.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate May 13, 1959, strike out "as".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1262—An act to amend Section 6341 of the Business and Professions Code, relating to law libraries.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1674—An act to amend Sections 65503 and 65652 of the Government Code, relating to vote required for change of master plan and precise plan.

Bill read third time, and presented by Senator Shaw.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Coombs, Dolwig, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, Rodda, Shaw, Short, Slattery, Thompson, and Williams—21.
NOES—Senators Donnelly, Richards, and Stiern—3.

Motion to Reconsider

Senator Donnelly moved to reconsider the vote whereby Assembly Bill No. 1674 was passed.

Postponement of Reconsideration

On motion of Senator Donnelly, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 1674 was passed, was continued until the next legislative day.

Assembly Bill No. 1765—An act to add Section 25083 to the Government Code, relating to the canvass of local or special election votes by board of supervisors on regular meeting day.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 107—Relative to the preparation of the Summary Digest.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—30.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 113—Relative to the appointment of a music committee.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 516—An act to amend Section 1431 of the Probate Code, relating to claims of minors.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 941—An act to amend Section 68546 of the Government Code, relating to court attaches.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1684—An act to amend Section 16¾ of the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), relating to the condemnation of property by the Los Angeles County Flood Control District.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator Burns:

Senate Resolution No. 124

Relative to hearings and actions on bills

Resolved by the Senate of the State of California, That pursuant to Joint Rule 10.9 of the Joint Rules of the Senate and Assembly, Section 2(a) of Article IV of the Constitution and Joint Rule 10.8 of the Joint Rules of the Senate and Assembly are hereby dispensed with for the purpose of permitting hearings in committees and action by the Senate on the following bills and constitutional amendments; except, that such bills and constitutional amendments shall not be heard by any committee

or acted upon by the Senate until 15 calendar days have elapsed following the date each bill or constitutional amendment was first introduced:

Senate Bills Nos. 1256 to 1280, inclusive, 1282 to 1285, inclusive, 1287 to 1327, inclusive, 1329 to 1486, inclusive.
Senate Constitutional Amendments Nos. 26 to 31, inclusive.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator McBride:

Request for Permission to Introduce Bill

SENATE CHAMBER, May 13, 1959

MR. PRESIDENT: In accordance with the provisions of Rule No. 8.3 of the Joint Rules, I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 17402 of the Revenue and Taxation Code, relating to personal income taxes.

Respectfully submitted,

SENATOR McBRIDE

Recommendation of Committee on Rules

SENATE CHAMBER, May 15, 1959

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be referred to Committee on Revenue and Taxation.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bill was introduced, and read the first time:

Senate Bill No. 1487: By Senator McBride—An act to amend Section 17402 of the Revenue and Taxation Code, relating to personal income taxes.

Referred to Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 778—An act to amend Section 657 of the Code of Civil Procedure, relating to granting of new trial on ground of insufficiency of evidence or excessive damages.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cobey, Dolwig, Farr, Fisher, Gibson, Hollister, Holmdahl, McAteer, McCarthy, O'Sullivan, Regan, Richards, and Slattery—17.

NOES—Senators Byrne, Cameron, Christensen, Coombs, Dilworth, Donnelly, Grunsky, McBride, Miller, Murdy, Rattigan, Rodda, Stiern, Teale, Thompson, and Williams—16.

Motion to Reconsider

Senator McAteer moved to reconsider the vote whereby Senate Bill No. 778 was refused passage.

Postponement of Reconsideration

On motion of Senator McAteer, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 778 was refused passage, was continued until the next legislative day.

FIRST DAY CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1112—An act to add Section 13203.2 to the Education Code, and Section 13006 to the Education Code as proposed by Senate Bill No. 2, relating to deposits by school districts for traveling expenses.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 13203.2 to the Education Code, and".

Amendment No. 2

In line 2 of the title, strike out "13006", and insert "13007".

Amendment No. 3

In lines 2 and 3 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 4

On page 1, strike out lines 1 to 10, inclusive, and insert
"SECTION 1. Section 13007 is added to the Education Code, to read:".

Amendment No. 5

On page 1, line 11, strike out "13006", and insert "13007".

Amendment No. 6

On page 1, strike out lines 17 to 22, inclusive.

Amendments read, and adopted.

Bill ordered printed.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to have Assembly Bill No. 1112 retain its place on the Consent Calendar.

Secretary J. A. Beek at the Desk

RESOLUTIONS

The following resolution was offered:

By Senator Coombs:

Senate Resolution No. 123

Relative to information for school districts

WHEREAS, At each session of the Legislature many bills are introduced which, often unintentionally, would adversely affect one or more school districts; and

WHEREAS, Quite often a school district does not find out about such a bill until it has been passed into law; and

WHEREAS, This problem is particularly serious with small districts which are less apt than large districts or city school districts to have a legal advisor or other person keeping up with legislative developments and their effect on the district; and

WHEREAS, The districts have expressed a desire for some procedure to be established whereby school districts would be notified of bills which would adversely affect them in time for them to take action against the bills if deemed necessary; now, therefore, be it

Resolved by the Senate of the State of California, That the Committee on Rules is directed to assign to an appropriate interim committee for study the subject of notification of school districts of bills before the Legislature which would adversely affect them, including but not limited to a study of the feasibility of providing such information service to the districts and methods of providing the service; and be it further

Resolved, That the committee to which such subject is so assigned for study is hereby authorized and directed to ascertain, study, and analyze all facts relating to the subject and to report thereon to the Senate at its 1961 Regular Session, including in the report recommendations for appropriate legislation if deemed advisable.

Resolution read, and re-referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 1487—An act to add Sections 9561 and 9562 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session and to add Sections 10857 and 10858 to the Revenue and Taxation Code, relating to vehicle registration and license penalty fees;

And appointed Messrs. Grant, Bradley, and Cunningham as a committee on conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committe on Rules announces the appointment of Senators Berry, Dolwig, and Johnson as a Senate Committee on Conference concerning Assembly Bill No. 1487 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

ADJOURNMENT

At 6.17 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, May 19, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTY-NINTH LEGISLATIVE DAY

NINETY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, May 19, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by the Honorable J. Eugene McAteer, of the Fourteenth Senatorial District:

Lord, Thou knowest better than I know myself that I am growing older, and some day will be old.

Keep me from getting talkative and particularly from the fatal habit of thinking that I must say something on every subject and on every occasion.

Release me from craving to straighten out everybody's affairs.

Keep my mind free from the recital of endless details—give me wings to get to the point.

I ask for grace enough to listen to the tales of other's pains. Help me to endure them with patience, but seal my lips on my own aches and pains—they are increasing and my love of rehearsing them is becoming sweeter as the years go by.

Teach me the glorious lesson that occasionally it is possible that I may be mistaken.

Keep me reasonably sweet—I do not want to be a saint—some of them are so hard to live with—but a sour old woman is one of the crowning works of the devil.

Make me thoughtful but not moody—helpful but not bossy.

With my vast store of wisdom, it seems a pity not to use it all, but Thou knowest, Lord, that I want a few friends at the end. AMEN.

—Composed by the Mother Superior, Immaculate Heart Convent in Long Beach, California.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Brown, on motion of Senator McBride, due to illness.

Senator Collier, on motion of Senator McBride, due to legislative business.

Senator Berry, on motion of Senator Cobey, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gerald Arnold, Mrs. Rose Clustka, Mrs. Marion Nicholau, Mrs. E. Tucker, Mrs. C. Jensen, Mrs. J. Mangrum, Mrs. R. Neyens, Mrs. G. Arnold, and the following students of Wheatland School: Robert Bedient, Harvey Detwiler, William Hulsey, Ronnie Jauch, Steve Jensen, Randy Wright, Jack Shell, John Sohrakoff, Wayne Sohrakoff, Ronald Meyers, Betty Coty, Imogean Eddings, Sandra Troglia, Roxanna Grimes, Deborah McMillan, Darlene Mangrum, Connie Moore, Cynthia Navarrete, Joann Santo, Peter Broumas, Joe Cole, Robert Deeds, Lewis Martin, Wayne Neyens, Jimmy Watkins, Anna Bradshaw, Janet Chaussee, Kathy Daughenbaugh, Kiana Green, Suzette Haddox, Elizabeth Lague, Sharon Metcalf, Virginia Metcalf, Sandy Nicholau, Patricia Raya, Dorthy Sykes, Patricia Tarrant, Gayle Tucker, and Jean Young.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. George Brown, of Holtville, parents of Assemblyman George Brown.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Maria Giusti, teacher, Nancy Schmidt, student teacher, and the following students of Phoebe Apperson School: Barbara Beale, Judy Bertini, Diane Christianson, Mary Dovi, Patty Engel, Dawna Jacoby, Glenda Frisk, Patty Hoag, Carolyne Hooper, Charlotte Long, Anna McInroe, Charlotte Montes, Diane Roher, Barbara Smith, Terry Tingey, Nancy Todrank, Ronnie Catalano, Kenney Daniels, Donald Fancher, Victor Haggerty, Bobby Haring, Billy Kelly, Allen Ketchum, Randy Olenslager, Peter Provencial, Steven Priest, Curtis Pulsipher, Larry Simpson, Glen Allen Swartz, Stephen Wallace, and Yeates Wayne.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Richard Creveling, teacher, Mrs. Ray Taber, Mrs. Carl Wickstrom, Mrs. Craig Armstrong, Mrs. Dewey Raski, and the following students of North Davis School: Margaret Alderman, Thomas Armstrong, Daniel Asay, Mark Ashton, Gary Shastagner, Susan Cooper, John Dasher, Douglas Deardorff, Susan DeVay, Richard Forde, David Gerriets, Thomas Holte, Ernest Hoy, Teresa Jordan, Lowell Moore, Leo Newlin, William Raski, Susan Shain, William Shideler, Carolyn Sikes, Stephen Sikes, Andy Taber, Kent Wickstrom, and Karen Zemanek.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Raphael, Mrs. Johnson, Mrs. Greenberg, and the following students of St. Mary's School: Norma Andrighetto, Cynthia Ballard, Ralph Bateman, Richard

Bolesta, Rochelle Cippa, Jack Corti, Eugene Domek, Thomas Domich, Michael Engroff, Roxene Galletti, George Garbero, Charlotte Gardella, James Girola, Linda Golowski, Benny Grounds, Angela Gruenberg, Ellen Gutowski, Kathleen Hocking, Stephen Irwin, Marie Therese Johnson, Sandra Jurin, Gary Kammerer, Linda Kloman, Gill Muns, Eric Noblet, Sharon Oxtoby, Lucinda Perri, Joseph Porter, Randolph Pucetti, Thomas Shetka, Jane Stechman, Morris Stefani, Robert Tambellini, Pamela Thomas, Bernadette Tomasetti, Kathleen Veglia, Mary Jane Veon, Diana Viani, Paula Viglione, Christine Vota, Mark Warren, James Galetto, Mathew Munn, Mario Zambone, Rose Mary Rounds, Michele Chioles, Marian Manno, Richard Martinelli, Ricky Meade, and Lita Munich.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Martin J. Brassill, vice principal, Mrs. R. Surface, teacher, Mr. Al Neale, Mr. John Lavely, and the following students of Vallejo Mill: Frances Acuna, Ronald Avilla, Barbara Ann Barker, David Lee Barkley, Marilyn Boyer, Donald Bradley, Richard Steven Brown, Phillip Bruner, Stuart Merle Buehler, Chandler Campbell, Carole Ann Cattaneo, Sandra Darlene Cattrell, James Chiarello, Charleen R. Delvin, Cheryl Jean Di Guilio, Shirley A. Dix, Erline Drybread, Frank Phillip Duarte, John Paul Duarte, Sally Mary Lou Duckworth, Tony Edayan, Darrell N. Eskridge, Dennise Espinoza, Carol Sue Evans, Donald R. Evans, John A. Eversole, Gloria Jean Fazio, Kathleen Ann Fereira, Janet Lee Fields, Susan Carol Foster, Gary Gene Fracolli, Dennis Ralph Fredrickson, Carol Garcia, Isaias Garcia, Jr., Roy T. Garcia, Gary Stephen Gould, Victor Gewondjan, Claudia Jean Guardino, Victoria Lee Hall, Randall Homan, Rebecca Joanne James, Rodney Thomas Keeney, Jackie La Marr, Denise Kay Lauchert, Jeffrey Lea, Allen Logan, Augustine Lopez, Irene Ayala Lopez, Linda Christine Lopez, Judith Ann Maloney, Kenneth P. Manuel, Della Marin, Thomas S. Marin, Betty Sue Marsh, John Victor Martinez, Leonard Andrew Martinez, Joe D. Medina, Michael R. Mercier, Tobert Gallen Miller, Read Paul Morris, James Donald McCart, Karen Ethyl McDaniel, Walter Lee McDaniel, Carolyn McDonald, James McDonald, Linda Kathleen Nevels, Stephen Dale Newby, Katheryn Ann Norris, Charles E. Parmeley, Barbara Jean Pine, Esteban Torres Pineda, Donald Joseph Poff, Judy Gayle Prewitt, Shirley Mae Quartaroli, Shirley Joan Raphael, Kathleen La Verne Rebiejo, Gary Lynn Reed, Jane Adela Rees, Diane Marie Rose, Roberta Lynne Ruben, Stephen M. Schiell, John Secada, Ronnie Vance Sellers, Howard Silva, Helen Marie Sims, Helen Marie Sisneros, Boyd Sorenson, John Willard Stacey, Shirley Elizabeth Stanley, Tonya Patricia Stewart, Suzanne Louise Sty, Ronald Wayne Tennison, Dolores Antionette Torres, Anna Marie Trujillo, Bobby Tuana, Fred Turnier, Warren Weissenbacher, Loren James Wilcox, James Wild, Joan Marlene Wilkey, Dennis Williams, John Thomas Williams, Lewis C. Williams, Charles Norris Wiltz, Judy Mary Winters, Carmelita Ysit, Josephine Ysit, and Robert Zottarelli.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Geoffrey Brown of Greenbrae, the nephew of Senator Brown. Also Mr. and Mrs. John C. Beckett, and the following students of Marin County Day

School: Alex Lakusta, Barnes Boffey, Ian Boussy, Stephanie Getz, and James Beckett.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Hayes of Santa Ana; Mr. Stan Christensen of Fullerton; and Mr. William Stookey of Fullerton.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. G. Conrad Baker of San Jose.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edith McMurray and Mr. and Mrs. S. Claude Oviatt of San Diego; and Paul D. Engstrand, Jr. of La Mesa.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Baltazar Pascual of University of the Far East, Manila, P. I. (attorney and professor of accounting), and Mr. and Mrs. Teddy Pascual of San Francisco.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harold A. Clark, principal, and the following students of East Lake School: Marvin Brown, Herbert Cooper, Hank David, Andy Di Fani, Donna La Farge, Janet Moore, Steven Moulton, Sheila Schroeder, and David Daniel.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 19, 1959

To the Honorable Members of the Senate of the State of California:

I am returning, herewith, without my signature,

Senate Bill No. 284, entitled: "An act to amend Section 27641 of the Government Code, relating to the county counsel."

My objections to this bill are as follows:

This bill would amend Section 27641 of the Government Code which now provides that a county counsel shall be appointed for a four-year term. The amendment would strike this provision and provide that the county counsel shall "serve at the pleasure of the board of supervisors."

The county counsel represents the county and special districts within the county on civil matters. He is obligated to render *objective* legal services on behalf of the people of his county without being subject to being summarily dismissed if his opinions do not concur with those held by a majority of the board of supervisors.

The Legislature, in creating the office of county counsel, wisely adopted a four-year term in order that the independence of the county counsel could be insured. This has been the law since 1941. There is no compelling reason why it should be changed now.

I am, therefore, returning Senate Bill No. 284 without my signature.

Respectfully submitted,

EDMUND G. BROWN, Governor

Senate Bill No. 284 ordered to the unfinished business file.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 19, 1959

To the Honorable Members of the Senate of the State of California:

I am returning, herewith, without my signature,

Senate Bill No. 599, entitled: "An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages."

My objections to this bill are as follows:

There is grave doubt as to the constitutionality of this bill. The Constitution (Article XX, Section 22) provides as follows: "The Department shall have the

power, in its discretion, to deny, suspend or revoke any specific alcoholic beverages license if it shall determine for good cause that the granting or discontinuance of such license would be contrary to public welfare or morals . . ."

This bill declares that if there is an acquittal in a criminal proceedings based on an alleged sale to a minor, *the Department of Alcoholic Beverage Control is denied the right to impose any penalty for the offense upon the offsale licensee.*

In other words, the criminal courts of the State will determine whether or not a licensee shall be disciplined by the department. This is in direct conflict with the powers granted the department in the Constitution and clearly appears to be unconstitutional.

The bill also seeks to differentiate the administrative procedure to be applied insofar as it applies to an alleged violation of selling liquor to minors by an offsale licensee. Under the present law, administrative proceedings are civil in nature, and thus the proof of any fact may be established by a preponderance of the evidence. This bill requires proof "beyond a reasonable doubt," which is a higher degree of proof, and the type required in criminal proceedings.

The California Peace Officers' Association, the District Attorneys' Association and the California State Sheriffs' Association, in a request to me that this bill be vetoed, declare that: "The type of evidence admissible in the administrative hearing relative to the reputation of the business establishment and its management is far broader than would be admissible in any criminal proceeding. This type of evidence admitted in administrative hearings is of great value in determining whether a licensee should be disciplined in the exercise of this privilege granted by the State."

I am, therefore, returning Senate Bill No. 599 without my signature.

Respectfully submitted,

EDMUND G. BROWN, Governor

Senate Bill No. 599 ordered to the unfinished business file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY, CALIFORNIA LEGISLATURE
May 19, 1959

Hon. Joseph A. Beek
Secretary of the Senate

DEAR MR. BEEK: The Assembly has instructed me to return to the Senate, Senate Bill No. 537, pursuant to your request.

Very truly yours,

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

Enc. 1.

Message read.

Senate Bill No. 537 ordered to unfinished business file.

ASSEMBLY CHAMBER, May 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 148
Assembly Bill No. 1156

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 65

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, May 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 233
Senate Bill No. 337
Senate Bill No. 349
Senate Bill No. 351
Senate Bill No. 352
Senate Bill No. 378
Senate Bill No. 458
Senate Bill No. 540
Senate Bill No. 635
Senate Bill No. 657
Senate Bill No. 769

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 399

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, May 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 128

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 128—Relative to planning in Mother Lode and adjacent areas.

Referred to Committee on Natural Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 163
Assembly Bill No. 265
Assembly Bill No. 438
Assembly Bill No. 670
Assembly Bill No. 1328
Assembly Bill No. 1444
Assembly Bill No. 1484
Assembly Bill No. 1494
Assembly Bill No. 1532
Assembly Bill No. 1595
Assembly Bill No. 1917
Assembly Bill No. 1930
Assembly Bill No. 1934
Assembly Bill No. 1960
Assembly Bill No. 2021
Assembly Bill No. 2166
Assembly Bill No. 2220
Assembly Bill No. 2289
Assembly Bill No. 2291
Assembly Bill No. 2320
Assembly Bill No. 2355
Assembly Bill No. 2376
Assembly Bill No. 2380
Assembly Bill No. 2413
Assembly Bill No. 2414

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 163—An act to add Section 4302.6 to the Government Code, relating to the purchase, by public agencies, of printing presses not manufactured in the United States.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 265—An act to amend Sections 576 and 578 of, to add Section 575.1 to, and to repeal Sections 577 and 578.1 of, the Welfare and Institutions Code, relating to juvenile court referees.

Referred to Committee on Judiciary.

Assembly Bill No. 438—An act to amend Section 311 of the Fish and Game Code, relating to salmon fishing.

Referred to Committee on Fish and Game.

Assembly Bill No. 670—An act to add Article 7 (commencing at Section 2048) to Chapter 1, Title 1, Part 3 of the Penal Code, and to amend Section 5003 of said code, relating to the establishment and functions of the California Correctional Institution at Tehachapi.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1328—An act to amend Section 8453 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to schools.

Referred to Committee on Education.

Assembly Bill No. 1444—An act to amend Sections 11535 and 11551.5 of the Business and Professions Code, relating to subdivisions.

Referred to Committee on Business and Professions.

Assembly Bill No. 1484—An act to amend Section 3287 of the Civil Code, relating to interest as damages.

Referred to Committee on Judiciary.

Assembly Bill No. 1494—An act to amend Section 227 of the Civil Code, relating to adoptions.

Referred to Committee on Judiciary.

Assembly Bill No. 1532—An act to amend Sections 21756, 21810, 21812, 22051, and 22052 of, and to add Section 21800 to, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district bonds.

Referred to Committee on Local Government.

Assembly Bill No. 1595—An act to add Article 3.5 (commencing at Section 5920) to Chapter 6 of Division 6 of Part 2 of the Education Code as enacted at the 1959 Regular Session, relating to evening study halls in high schools.

Referred to Committee on Education.

Assembly Bill No. 1917—An act to amend Section 1062 and to repeal Section 3546 of the Public Utilities Code, relating to highway carriers.

Referred to Committee on Transportation.

Assembly Bill No. 1930—An act to add Article 9 (commencing at Section 8690) to Chapter 14 of Division 3 of the Business and Professions Code, relating to maintaining of financial responsibility by structural pest control operators.

Referred to Committee on Business and Professions.

Assembly Bill No. 1934—An act to amend Sections 72709, 72710 and 72712 of the Government Code, relating to court reporters in the Municipal Court, Los Angeles Judicial District.

Referred to Committee on Judiciary.

Assembly Bill No. 1960—An act to add Section 2708.1 to the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2021—An act to amend Section 3107 of the Government Code, relating to oaths of allegiance.

Referred to Committee on Local Government.

Assembly Bill No. 2106—An act to amend Section 810.52 of the Agricultural Code, relating to asparagus.

Referred to Committee on Agriculture.

Assembly Bill No. 2220—An act to amend Sections 396 and 399 of the Code of Civil Procedure, relating to payment of costs and fees on transfer of action to another court.

Referred to Committee on Judiciary.

Assembly Bill No. 2289—An act to amend Section 162 of and to add Section 162.5 to the Probate Code, relating to income earned during probate.

Referred to Committee on Judiciary.

Assembly Bill No. 2291—An act to add Section 715.4 to the Civil Code, relating to exclusion of certain trusts from the rule against perpetuities and the rule against restraints of alienation.

Referred to Committee on Judiciary.

Assembly Bill No. 2320—An act to add Section 23958.1 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2355—An act to amend Section 25611 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2376—An act to amend Section 3402 of the Education Code, as enacted by the Legislature at the 1959 Regular Session, relating to employees of reorganized school districts.

Referred to Committee on Education.

Assembly Bill No. 2380—An act to amend Sections 2401, 2402, 2403, 2404, 2407, 2408, 2409, 2413, 2414, and 2415 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school districts.

Referred to Committee on Education.

Assembly Bill No. 2413—An act to amend Section 4002 of the Fish and Game Code, relating to taking fur-bearing mammals.

Referred to Committee on Fish and Game.

Assembly Bill No. 2414—An act to amend Section 2005 of the Fish and Game Code, relating to the taking of fish and game.

Referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 250 An act to amend Section 7746 of the Education Code, and Section 19631 of the Education Code as proposed by Senate Bill No. 2, relating to the repayment of state school building aid, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the nineteenth day of May, 1959, at 10.30 a.m.

BURNS, Chairman

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 176
Senate Bill No. 542
Senate Bill No. 712
Senate Bill No. 734
Senate Bill No. 1013
Senate Bill No. 1076
Senate Bill No. 1204
Senate Joint Resolution No. 19

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 754

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Assembly Bill No. 1424
Assembly Bill No. 1690
Assembly Bill No. 1818

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RICHARDS, Vice Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 1978

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 1286

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

RICHARDS, Vice Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Assembly Bill No. 1711

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and to Consent Calendar.

RICHARDS, Vice Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:
Senate Bill No. 1194
Assembly Bill No. 1308

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:
Assembly Bill No. 1237

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Concurrent Resolution No. 62

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

RICHARDS, Vice Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Bill No. 1018

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Judiciary.

RICHARDS, Vice Chairman

Above reported bill re-referred to Committee on Judiciary.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Bill No. 789

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

RICHARDS, Vice Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:
Senate Bill No. 1199
Assembly Bill No. 1334
Assembly Bill No. 1709
Assembly Bill No. 1712
Assembly Bill No. 2034

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

RICHARDS, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 915
Senate Bill No. 997
Senate Bill No. 998
Assembly Bill No. 719

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RICHARDS, Vice Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 101
Senate Bill No. 511

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 1370
Assembly Bill No. 487

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for referral to appropriate interim committee.

DILWORTH, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1040

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Constitutional Amendment No. 20

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

DILWORTH, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1559
Assembly Bill No. 1560
Assembly Bill No. 1561
Assembly Bill No. 1601

Has had the same under consideration, and rports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DILWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Assembly Bill No. 692
Assembly Bill No. 726
Assembly Bill No. 1603
Assembly Bill No. 1704

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 610
Senate Bill No. 1233
Senate Bill No. 1302
Assembly Bill No. 1248
Assembly Bill No. 2304

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 1238

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 1106

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which were referred:

Senate Bill No. 362
Assembly Bill No. 892

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 362

Senator Short moved that Senate Bill No. 362 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 362—An act to add Sections 312, 313, and 314 to the Fish and Game Code, relating to salmon and steelhead spawning areas.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 2, 1959, strike out "Sections 312, 313, and 314", and insert "Section 312".

Amendment No. 2

On page 1, strike out line 9, and insert "mission may regulate the removal of gravel, sand, and aggregate from salmon spawning areas in navigable rivers and streams."

Amendment No. 3

On page 1, strike out lines 10 to 24, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

MOTION TO AMEND ASSEMBLY BILL NO. 892

Senator Erhart moved that Assembly Bill No. 892 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 892—An act to add Section 2015 to the Fish and Game Code, relating to possession of fish and game.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate April 15, 1959, after "took", insert "or otherwise legally possessed".

Amendment No. 2

On page 1, line 8, after "took", insert "or possessed".

Amendment No. 3

On page 1, line 9, after "took", insert "or possessed".

Amendment No. 4

On page 1, strike out lines 16 to 18, inclusive, and insert "mammals, fish or amphibia."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 1130
Assembly Bill No. 1497

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 1130

Senator Murdy moved that Senate Bill No. 1130 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1130—An act to add Article 8.5 (commencing at Section 31690) to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, relating to county employment of persons over retirement age.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "1,000,000", and insert "235,000, as determined by the 1950 federal census".

Amendment No. 2

On page 2, between lines 23 and 24, insert

"The provisions of this section shall not apply to any retired person whose principal duties consisted of active law enforcement or active fire suppression."

Amendment No. 3

On page 2, line 25, strike out "1,000,000", and insert "235,000, as determined by the 1950 federal census".

Amendment No. 4

On page 2, after line 51, insert

"The provisions of this section shall not apply to any person whose principal duties consist of active law enforcement or active fire suppression".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 1497

Senator Teale moved that Assembly Bill No. 1497 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1497—An act to amend Section 71085 of the Government Code, relating to municipal courts.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 10, 1959, strike out "Section 71085", and insert "Sections 71085, 74502, 74503, 74504 and 74504.5".

PRINTER'S NOTE—There being no 7 point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, after line 19, insert

"SEC. 2. Section 74502 of said code is amended to read:

74502. There shall be one clerk who shall also serve as secretary to the judges and who shall be paid a [minimum] salary of one thousand *three hundred fifty* dollars [($1,000)] *($1,350) a month* [monthly during the first year of service, a salary of one thousand one hundred dollars ($1,100) monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of one thousand two hundred dollars ($1,200) monthly after the second year of service, commencing on the first day of

the month following the second anniversary of his appointment]. Whenever any vacancy occurs after the effective date hereof, the judges, or a majority of them, notwithstanding any other provisions of the Government Code, shall appoint one clerk who shall also serve as secretary to the judges, and who shall hold office at their pleasure and who shall receive the salary hereinabove provided.

SEC. 3. Section 74503 of said code is amended to read:

74503. (a) There shall be one jury commissioner *who shall exercise the powers of jury commissioners of superior courts insofar as they are applicable to the municipal courts* and who shall perform such other duties as are assigned by the judges of the court and who shall be paid a [minimum] salary of [seven] *nine* hundred [thirty-five] *ten* dollars [($735)] *($910)* monthly [during the first year of service, a salary of seven hundred sixty dollars ($760) monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of seven hundred eighty dollars ($780) monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment]. Whenever any vacancy occurs after the effective date hereof, the judges, or a majority of them, notwithstanding any other provisions of the Government Code, shall appoint one jury commissioner, and who shall hold office at their pleasure, and who shall perform such other duties as assigned by the judges of the court, and who shall receive a salary hereinabove provided.

(b) The clerk shall appoint four deputy clerks who shall be the chief division clerks in the civil, criminal, traffic and accounting departments of the court, and who shall be paid a minimum salary of *seven* [six] hundred *sixty* [seventy] dollars [($670)] *($780)* monthly during the first year of service, a salary of [seven] *eight* hundred *fifteen* dollars [($700)] *($845)* monthly after the first year of service commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [seven] *nine* hundred [twenty-five] *forty-five* dollars [($725)] *($845)* monthly after the second year of service commencing on the first day of the month following the second anniversary of his appointment. While assigned to the traffic department or the civil department of the court such chief division clerks shall be paid in addition to the salary provided by this article the additional sum of twenty-five dollars ($25) monthly.

SEC. 4. Section 74504 of said code is amended to read:

74504. The clerk shall also appoint:

(a) Five deputy clerks who shall be assistant chief division clerks and who shall be paid a minimum salary of [five hundred seventy-five dollars ($575)] *six hundred seventy dollars ($670)* monthly during the first year of service, a salary of [six hundred dollars ($600)] *seven hundred dollars ($700)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [six hundred twenty-five dollars ($625)] *seven hundred thirty dollars ($730)* monthly after the second year of service commencing on the first day of the month following the second anniversary of his appointment.

[(b) One deputy clerk who shall be paid a minimum salary of five hundred fifty-five dollars ($555) monthly during the first year of service, a salary of five hundred sixty-five dollars ($565) monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of five hundred seventy-five dollars ($575) monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.]

[(c)] *(b)* [Twenty-one] *Twenty-two* deputy clerks who shall be paid a minimum salary of [five hundred dollars ($500)] *five hundred eighty-five dollars ($585)* monthly during the first year of service, a salary of [five hundred twenty-five dollars ($525)] *six hundred ten dollars ($610)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [five hundred fifty dollars ($550)] *six hundred forty dollars ($640) monthly* after the second year of service commencing on the first day of the month following the second anniversary of his appointment.

[(d)] *(c)* Fifteen deputy clerks who shall be paid a minimum salary of [four hundred thirty dollars ($430)] *five hundred dollars ($500)* monthly during the first year of service, a salary of [four hundred fifty dollars ($450)] *five hundred twenty-five dollars ($525)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [four hundred seventy dollars ($470)] *five hundred fifty dollars ($550)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

[(e)] *(d)* Sixteen deputy clerks who shall be paid a minimum salary of [four hundred dollars ($400)] *four hundred sixty-five dollars ($465)* monthly during the first year of service, a salary of [four hundred ten dollars ($410)] *four hundred eighty dollars ($480)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a

maximum salary of [four hundred twenty dollars ($420)] *four hundred ninety dollars ($490)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

[(f)] *(e)* Nineteen deputy clerks who shall be paid a minimum salary of [three hundred seventy dollars ($370)] *four hundred thirty dollars ($430)* monthly during the first year of service, a salary of [three hundred eighty dollars ($380)] *four hundred forty-five dollars ($445)* monthly after the first year of service commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [three hundred ninety-five dollars ($395)] *four hundred sixty dollars ($460)* monthly after the second year of service commencing on the first day of the month following the second anniversary of his appointment.

[(g)] *(f)* [Twenty-four] *Twenty-seven* deputy clerks who shall be paid a minimum salary of [three hundred twenty-five dollars ($325)] *three hundred eighty dollars ($380)* monthly during the first year of service, a salary of [three hundred forty-five dollars ($345)] *four hundred dollars ($400)* monthly after the first year of service commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [three hundred sixty-five dollars ($365)] *four hundred twenty-five dollars ($425)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

[(h)] *(g)* Two information clerks who shall be paid a minimum salary of [three hundred dollars ($300)] *three hundred fifty dollars ($350)* monthly during the first year of service, a salary of [three hundred twenty-five dollars ($325)] *three hundred eighty dollars ($380)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [three hundred fifty dollars ($350)] *four hundred ten dollars ($410)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

SEC. 5. Section 74504.5 of said code is amended to read:

74504.5. The salary of each position mentioned in [this article, and the present salary of each person mentioned in] Sections [74502,] 74503 and 74504 *of this article* shall be increased [ten] *four* [(10)] *(4)* percent over the amount therein specified, effective *July 1, 1960* [September 16, 1957]."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1061

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHARDS, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 1061

Senator Burns moved that Senate Bill No. 1061 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1061—An act to amend Sections 72 and 73 of the Streets and Highways Code, relating to abandonment and relinquishment of state highways.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 72.5 to,".

Amendment No. 2

On page 1, between lines 11 and 12, insert

"SEC. 2. Section 72.5 is added to said code, to read:

72.5. In any proceeding for the abandonment of any state highway or part thereof, the commission may reserve and except from the abandonment the easement and right at any time, or from time to time, to construct, maintain, operate, replace, remove and renew sanitary sewers and storm drains and appurtenant structures in, upon, over and across any highway or part thereof proposed to be abandoned and pursuant to any existing franchise or renewals thereof, or otherwise, to construct, maintain, operate, replace, remove, renew and enlarge lines of pipes, conduits, cables, wires, poles, and other convenient structures, equipment and fixtures for the operation of gas pipe lines, telegraphic and telephone lines, railroad lines and for the transportation or distribution of electric energy, petroleum, and its products, ammonia, water, and for incidental purposes, including access to protect the property from all hazards in, upon and over the highway or part thereof proposed to be abandoned."

Amendment No. 3

On page 1, line 12, strike out "SEC. 2", and insert "SEC. 3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1191

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1191

Senator Hollister moved that Senate Bill No. 1191 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1191—An act to amend Section 23817 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "2,000", and insert "2,200".

Amendment No. 2

On page 1, line 10, strike out "2,000", and insert "2,200".

Amendment No. 3

On page 1, line 12, strike out "20", and insert "10".

Amendment No. 4

On page 1, strike out lines 14 and 15, and insert "different county shall be issued in any one county in each calendar year hereafter, and not more than one of such additional licenses issued in any one calendar year shall be issued to the same person in any one county."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1221

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHARDS, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 1221

Senator Hollister moved that Senate Bill No. 1221 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1221—An act to amend Section 22408 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the speed of motor vehicles towing other vehicles.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 22406 and".

Amendment No. 2

In line 3 of the title of the printed bill, strike out "towing other vehicles".

Amendment No. 3

On page 1, line 1, strike out "22408", and insert "22406".

Amendment No. 4

On page 1, between lines 3 and 4, insert

"22406. Any motor truck or truck tractor having three or more axles or any motor truck or truck tractor with any trailer or semitrailer, or any combination thereof, shall not be driven on any highway at a speed in excess of 45 miles per hour, *except that a maximum speed limit of 50 miles per hour shall apply to such vehicles on all highways of four or more lanes*.

This section does not apply to any bus having three or more axles.

SEC. 2. Section 22408 of said code is amended to read:".

Amendment No. 5

On page 1, line 8, after "code", insert ", except that a maximum speed of 50 miles per hour shall apply to such vehicles on all highways of four or more lanes".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 1710

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee:

RICHARDS, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1710

Senator Richards moved that Assembly Bill No. 1710 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1710 An act to amend Sections 23102, 23103, and 23105 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to drunken and reckless driving, and operating vehicles under the influence of narcotic drugs.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 15, 1959, strike out "23102,".

Amendment No. 2

In line 3 of the title, strike out "drunken and".

Amendment No. 3

On page 1, line 1, strike out "23102", and insert "23103".

Amendment No. 4

On page 1, strike out lines 4 through 22, inclusive; and on page 2, strike out line 1.

Amendment No. 5

On page 2, line 11, strike out "3", and insert "2".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTIONS TO TAKE BILLS FROM THE INACTIVE FILE

Senator Rattigan moved that Assembly Bill No. 60 be taken from the inactive file and placed on the second reading file.

Motion carried.

Senator Burns moved that Assembly Bill No. 1734 be taken from the inactive file and placed on the second reading file.

Motion carried.

LETTER OF TRANSMITTAL

JOINT LEGISLATIVE TAX COMMITTEE
CALIFORNIA LEGISLATURE, May 19, 1959

To the President of the Senate,
The Speaker of the Assembly,
and other Members of the Senate and Assembly

The Joint Legislative Tax Committee, created by 1957 Assembly Concurrent Resolution No. 206, herewith submits its report.

During the past two years the committee has conducted an intensive study of the revenue structure of the State of California, both from a technical point of view, for which it contracted with the Bureau of Business and Economic Research, University of California, and from the viewpoint of the taxpaying public. The committee conducted extensive hearings throughout the State through which it received the opinions and suggestions of many segments of the economy.

The committee wishes to express its appreciation to the many competent witnesses who appeared before it, and to the Office of the Legislative Analyst, the Department of Finance, and the Office of the Legislative Counsel for their co-operation.

Respectfully submitted,

SENATORS	ASSEMBLYMEN
JAMES J. MCBRIDE, Chairman	JOSEPH C. SHELL, Vice Chairman
HUGH M. BURNS	MONTIVEL A. BURKE
RICHARD J. DOLWIG	GLENN E. COOLIDGE
J. HOWARD WILLIAMS	LEVERETTE D. HOUSE
ARTHUR H. BREED, JR. (Ret.)	VINCENT THOMAS

Letter of transmittal ordered printed in the Journal, and the report in the Appendix to the Journal.

Motion to Print Copies of Report

Senator McBride moved that 1,500 copies of the above report of the Joint Legislative Tax Committee be printed for distribution.

Motion carried.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Assembly Bill No. 1674—An act to amend Sections 65503 and 65652 of the Government Code, relating to vote required for change of master plan and precise plan.

Request for Unanimous Consent

Senator Donnelly asked for, and was granted unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 1674 was passed, continued to the next legislative day.

Senate Bill No. 778—An act to amend Section 657 of the Code of Civil Procedure, relating to granting of new trial on ground of insufficiency of evidence or excessive damages.

Motion to Reconsider Senate Bill No. 778

Pursuant to his motion previously made, Senator McAteer moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 778 was refused passage.

The roll was called, and Senate Bill No. 778 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Motion to Re-refer Senate Bill No. 778

Senator Christensen moved that Senate Bill No. 778 be re-referred to Committee on Rules, to be re-referred to an interim committee for a study.

Motion carried.

Senate Bill No. 644—An act to add Chapter 2.6 (commencing at Section 24375), to Division 20 of the Health and Safety Code, creating the San Joaquin Valley Air Pollution Control District, setting forth its organization, powers, and duties, all relating to the control of air pollution.

Request for Unanimous Consent

Senator Donnelly asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 644 was passed, continued to the next legislative day.

Senate Bill No. 75—An act to add Article 9 (comprising Sections 5340 to 5347, inclusive) to Chapter 2 of Division 3 of the Business and Professions Code, relating to the regulation of outdoor advertising.

Motion to Reconsider Senate Bill No. 75

Pursuant to his motion previously made, Senator Farr moved that the Senate, at this time, reconsider the vote whereby the amendments by Senator Hollister to Senate Bill No. 75 were adopted.

Motion to Lay on Table

Senator Burns moved that the motion by Senator Farr to reconsider the vote whereby the amendments by Senator Hollister to Senate Bill No. 75 were adopted, be laid on the table.

Motion carried.

Senate Bill No. 75 ordered printed and to third reading.

SECOND READING OF SENATE BILLS

Senate Bill No. 1245—An act to amend Sections 1101, 1102, 1102.1, 1103, 1103.2, and 1107 of the Agricultural Code, relating to egg standards.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 30, of the printed bill, as amended in Senate May 12, 1959, strike out the first "of", and insert "or".

Amendment read and adopted.

Bill ordered printed, and to third reading.

Senate Bill No. 485—An act to amend Section 16302.1 of, and to repeal Section 13145 of, the Government Code, and to amend Sections 19052, 19053, 19053.9, 26072, and 26073 of the Revenue and Taxation Code, relating to the disposition of overpayments of taxes, fees, and other revenues collected by state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 720—An act to add Section 4752.5 to the Labor Code, relating to workmen's compensation.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1180—An act to add Section 827.8 to the Agricultural Code, relating to apple standards.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 576—An act to create the Golden Gate Authority, prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the

issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to repeal Sections 30001, 30755, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30000) and 2 (commencing at Section 30051) of Chapter 2 of Division 17 of, and to add Sections 30001.5, 30001.7, 30750.5, 30757, 30758, 30759, 30760, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30000), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 14, line 41, of the printed bill as amended in Senate May 6, 1959, strike out "facilities of travel", and insert "bridges, approaches and other crossings".

Amendment No. 2

On page 14, strike out lines 46, 47 and 48, and insert "missioners of the authority in respect to bridges, approaches and other crossings and to compensate with the authority to the end that such bridges, approaches and other crossings be operated at".

Amendment No. 3

On page 26, line 35, after "any", insert "lawfully maintained"

Amendment No. 4

On page 26, line 37, after "services", insert "and the utility is not under any express contractual obligation to relocate or remove at its own expense".

Amendment No. 5

On page 26, line 41, delete "bridge or approach thereto", and insert "facility of the authority".

Amendment No. 6

On page 26, strike out lines 44 and 45, and insert "relocation or removal of a utility facility on any facility of the authority on from on the effective date of this section shall".

Amendment No. 7

On page 38, line 34, after "own", insert "all".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1220—An act to amend Sections 189 and 190 of the Streets and Highways Code, relating to separations.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1 of the printed bill, strike out lines 18 to 20, inclusive.

Amendment No. 2

On page 2, line 11, after "made", insert ", and in no event shall allocations be made to projects for the alteration or reconstruction of grade separations unless the affected railroad or railroads have agreed, or have been required by decision of the Public Utilities Commission, to contribute not less than 10 percent of the cost of such alteration or reconstruction project".

Amendment No. 3

On page 2, strike out lines 20 to 24, inclusive, and insert "care of within that time. Funds of a local agency shall be deemed available for purposes of this section to the extent of the amount of any general obligation bonds authorized but unsold if all proceedings prior to the issuance and sale of the bonds have been validly taken and if the bonds may be validly issued and sold by the local agency at any time, even though at the time of allocation under this section the bonds have not been issued or sold. Where such bond proceedings have been taken, if the bonds are not issued and sold within six months after the time of such allocation, or by the following October 1st, whichever first occurs, the commission may order the allocation canceled, and revert the amount thereof to the State Highway Fund, for reallocation to another eligible project, or for use on state highways if no other project is or becomes eligible on or before the following October 1st. In any event, regardless of the method proposed by the local agency for the financing of its share of the project cost, if after an allocation has been made, the construction contract has not been awarded within one year, the commission may order the allocation canceled and the funds allocated shall revert to the State Highway Fund for use on state highways."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 958—An act to add Article 4 (commencing at Section 1365) to Chapter 5 of Part 2 of Division 2 of the Water Code, relating to the appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Senate May 14, 1959, after "used", insert "or authorized to be used".

Amendment No. 2

On page 1, line 22, after "no", insert "such".

Amendment No. 3

On page 1, line 22, strike out "being so used".

Amendments read, and adopted.

Further Amendments to Senate Bill No. 958

Motion to Amend

Senator Christensen moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Senate May 14, 1959, after "water", insert "in excess of 50 cubic feet per second or 25,000 acre feet per annum and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 48—An act to amend Sections 26, 951, 953, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to elections.

Bill read second time, ordered engrossed, and to third reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1555—An act to add Section 1102.6 to the Agricultural Code, relating to egg standards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate May 1, 1959, strike out "or containers of eggs", and insert "in containers or otherwise".

Amendment No. 2

On page 1, line 6, strike out "the", and insert "such".

Amendment No. 3

On page 1, line 7, strike out "grown and raised", and insert "produced".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1780—An act to amend Sections 560 and 561 of the Agricultural Code, relating to milk and dairy products.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 1, of the printed bill, after the first "Section", insert "1".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 2237—An act to amend Sections 321 and 323 of the Agricultural Code, relating to foreign cold storage meat.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 17, of the printed bill, after "tag", insert "or brand".

Amendment No. 2

On page 1, line 21, after "tag", insert "or brand".

Amendment No. 3

On page 1, line 22, after "tagged", insert "or branded".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 94—An act to amend Section 4231 of, and to add Section 4243.5 to, the Agricultural Code, relating to milk.

Bill read second time.

Motion to Re-refer Assembly Bill No. 94

Senator McBride moved that Assembly Bill No. 94 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1130—An act to amend Section 4127 of the Agricultural Code, relating to unfair practices.

Bill read second time, and ordered to third reading.

Senator McBride Presiding

At 3.31 p.m., Senator James J. McBride, of the Thirty-third Senatorial District, presiding.

Assembly Bill No. 244—An act to amend Sections 9000, 9002.5, 9005, 9006, 9009, 9010, 9011, 9012, 9014, 9016, 9022, 9025, 9026, 9026.5, 9027, 9028, 9028.5, 9030, 9035, and 9036 of, to repeal Sections 9002, 9020, 9021, and 9024 of, and to add Sections 9002, 9017, 9020, 9021, 9023, 9024, and 9028.6 to, the Business and Professions Code, relating to the licensing of social workers.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in Assembly May 6, 1959, strike out "9023", and insert "9023.1".

Amendment No. 2

On page 5, line 17, strike out "9023", and insert "9023.1".

Amendment No. 3

On page 5, line 18, strike "9023", and insert "9023.1".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 317—An act to add Section 1773.1 to the Labor Code, relating to per diem wages.

Motion to Retain Place on File

Senator Rodda moved that Assembly Bill No. 317 be passed on file and retain its place on second reading file.

Motion carried.

Assembly Bill No. 1031—An act to add Article 11.5 (commencing at Section 9171) to Chapter 7 of Division 4 of the Education Code, and to add Chapter 5 (commencing at Section 551) to Division 2 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the acceptance of the provisions and benefits of the "National Defense Education Act of 1958," approved September 2, 1958, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1376—An act to amend Sections 160.91, 160.92, 160.93, 160.94, and 160.95 of the Agricultural Code, relating to pest control.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1015—An act to repeal Sections 4451 and 4452 of the Labor Code, and to amend Sections 4453, 4455 and 4460 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1015

Senator McBride moved that Assembly Bill No. 1015 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1589—An act to add Section 665.5 to the Elections Code, relating to election procedure.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, as amended in Assembly April 10, 1959, strike out "call a meeting, or meetings,".

Amendment No. 2

On page 1, line 8, strike out "and (3)", and insert "(3) the proper tabulating procedures, (4) specific directions that the polls shall be kept open to the public during voting hours and throughout the period required for the tabulation of the vote, and (5)".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Motion to Retain Place on File

Senator Grunsky moved that Senate Bill No. 524 be passed on file and retain its place.

Motion carried.

Senate Bill No. 974—An act to amend Sections 27463 and 27464 of the Government Code, relating to coroners.

Motion to Retain Place on File

Senator McCarthy moved that Senate Bill No. 974 be passed on file and retain its place.

Motion carried.

Senate Bill No. 975—An act to amend Sections 27470 and 27471 of the Government Code, relating to coroners.

Motion to Retain Place on File

Senator McCarthy moved that Senate Bill No. 975 be passed on file and retain its place.

Motion carried.

Senate Bill No. 853—An act to amend Sections 5000, 5001, 5002, 5020.5, 5032, 5033, 5091, 5092, 5093, 5096, 5098, and 5132 of, and to add Section 5030.5 to, the Business and Professions Code, and to amend Sections 5001, 5002, 5020.3, 5020.5, 5032, 5033, 5035, 5084, 5091, 5092, 5096 and 5098 of the Business and Professions Code as proposed to be

amended, added, and renumbered by Senate Bill 104, relating to the practice of accountancy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rodda, Short, Slattery, Teale, Thompson, and Williams—28.

NOES—Senators Rattigan and Stiern—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 805—An act to add Article 3.6 (commencing at Section 75075) to Chapter 11 of Title 8 of, and to add Sections 75103.1, 75106.5 and 75109 to, the Government Code, relating to judges' retirement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—30.

NOES—Senators Dilworth and Donnelly—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 857—An act to add Section 6900 to the Labor Code, relating to safety in employment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 762—An act to add Section 957.5 to the Streets and Highways Code, relating to the abandonment of streets and highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Short, Slattery, Teale, Thompson, and Williams—29.

NOES—Senators Richards, Rodda, and Stiern—3.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 22—Relative to a world fair in 1963.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 70—Relative to a world fair in 1963.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senator Cameron Presiding

At 4.10 p.m., Senator Ronald G. Cameron, of the Seventh Senatorial District, presiding.

Senate Concurrent Resolution No. 72—Relative to statutes of the Legislature which are treated as unconstitutional based upon administrative interpretation alone.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Slattery, Teale, Thompson, and Williams—29.
NOES—Senators Rodda and Short—2.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1013—An act to amend Section 4 of Chapter 2092, Statutes of 1957, relating to barriers for salinity and flood control purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1204—An act to amend Section 12901 of the Water Code, relating to water projects.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Teale, Thompson, and Williams—30.
NOES—Senators Dilworth, Richards, and Stiern—3.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 458—An act to add Section 1024 to the Military and Veterans Code, relating to the Veterans' Home of California.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Dolwig, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, and Teale—25.
NOES—Senators Coombs, Dilworth, Donnelly, Montgomery, Shaw, Thompson, and Williams—7.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 528—An act to amend Sections 3212 and 3212.5 of the Labor Code, relating to workmen's compensation.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Donnelly, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—22.
NOES—Senators Burns, Byrne, Cameron, Cobey, Dolwig, Grunsky, Murdy, Slattery, and Williams—9.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1401—An act to add Sections 43401 and 43648.1 to, and to amend Section 43652.1 of the Government Code, relating to limited obligation bonds and the deposit and use of sales and use tax funds, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Dilworth.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.37 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Assembly Bill No. 1691—An act to amend Sections 1, 2, 3.2, 3.4, 4.1, 4.11, 5, 5.1, 7.1, 10, 13, 14, 14.1, 15, 16, and 17 of, to amend and renumber Sections 5.3, 14.3, 30, 32, 33, 34, 35, 36, 37, and 38 of, to add Sections 4.12 and 4.13 to, and to repeal Sections 5.4, 5.5, 5.6, 5.7, 13.1, 14.2, 15.1, 15.2, 15.3, 15.4, 18, 19, 19.1, 19.2, 19.3, 19.4, 19.5, 19.6, 19.7, 19.8, 19.9, 19.10, 19.11, 19.13, 19.14, 19.15, 19.16, 19.17, 19.18, 19.19, 19.20, 19.21, 20, 20.1, 20.2, 20.3, 20.4, 20.5, 20.6, 20.7, 20.8, 21, 21.1, 22, 23, 24, 25, 26, 27, 28 and 29 of the Placer County Water Agency Act (Chapter 1234, Statutes of 1957), relating to the Placer County Water Agency, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Cameron.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1932—An act to amend Section 4354 of the Agricultural Code, relating to fluid milk and fluid cream.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator Cameron Presiding

At 4.44 p.m., Senator Ronald G. Cameron, of the Seventh Senatorial District, presiding.

Assembly Bill No. 1933—An act to amend Section 4361 of the Agricultural Code, relating to fluid milk and fluid cream.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 142—An act to amend Section 800 of the Labor Code, relating to lumber industries.

Bill read third time, and presented by Senator Regan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 953—An act to amend Section 28004 of the Corporations Code, relating to retirement systems.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 98—Relative to the planting of salmon in the Salinas River.

Resolution read, and presented by Senator Farr.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Byrne, Cameron, Cobey, Coombs, Dilworth, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—26.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1045—An act to add Section 234 to the Water Code, relating to archaeological investigations.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 1—Relative to military closures.

Resolution read, and presented by Senator Farr.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 402—An act to repeal Sections 367d and 367e of the Penal Code and to amend Section 23102 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, all relating to driving a vehicle while under the influence of intoxicating liquor.

Motion to Refer Bill to Inactive File

Senator Cobey moved that Assembly Bill No. 402 be placed on the inactive file.

Motion carried.

Secretary J. A. Beek at the Desk

Assembly Bill No. 927—An act to add Section 201a to, and to amend Section 225 of, the Code of Civil Procedure, relating to trial juries.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 944—An act to amend Section 1550.1 of the Penal Code, relating to hearings in extradition proceedings.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 1027—An act to amend Sections 25608 and 25852 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to deaf and blind pupils.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1029—An act to amend Sections 31219 and 31251 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to scholarships.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1028—An act to amend Sections 27365, 27561 and 28256 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to libraries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy,

O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 825—An act to amend Section 13855 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to teachers' retirement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1128—An act to amend Section 25465 of the Government Code, relating to contracts for public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1120—An act to amend Section 28127 of the Government Code, relating to compensation of county supervisors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1174—An act to add Sections 20990, 22154, and 22214 to the Government Code, relating to participation in the Federal Old Age, Survivors and Disability Insurance Program by employees of school districts declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 650—An act to add Article 4 (commencing at Section 21525), to Chapter 9 of Division 8 of the Business and Professions Code, relating to the reporting of transactions involving indentifiable secondhand tangible personal property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 333—An act to amend Section 26470 of, and to add Sections 26465, 26466, and 26542.1 to, the Health and Safety Code, relating to foods, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

The roll was called and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 609—An act to amend Section 6535.1 of the Business and Professions Code, relating to the practice of barbering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 939—An act to amend Section 5701 of, and to add Sections 5710, 5711, 5712, and 5713 to, the Welfare and Institutions Code, relating to private mental institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1062—An act to add Sections 2300.1, 2300.2, 2300.3, and 2300.4 to, and to amend Section 2301 of, the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1073—An act to add Section 26310 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to truck and trailer brakes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1931—An act to amend Sections 7201 and 7210 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school libraries affiliating with county libraries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1983—An act to add Section 27000 to Article 1, of Chapter 1, of Division 20, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to public libraries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1701—An act to add Section 655 to the Unemployment Insurance Code, relating to excluded services.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1859—An act to amend Section 1176 of the Insurance Code, relating to mortgage loan investments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1956—An act to amend Sections 1719, 1724, 1751, and 1887 of the Insurance Code, relating to insurance licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 964—An act to repeal Sections 1653 and 1654 of the Insurance Code, as enacted by the Legislature at the 1959 Regular Session, relating to producers' licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1802—An act to add Section 1633.5 to the Insurance Code, relating to insurance licensing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2019—An act to add Section 14804.1 to the Financial Code, relating to credit unions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2008—An act to add Section 21804.1 to the Education Code, as enacted at the 1959 Regular Session, relating to school district bonding capacity.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1109—An act to amend Section 496 of the Penal Code, relating to stolen property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1159 An act to amend Section 71601 of the Government Code, relating to justice courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murphy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1205 An act to amend Section 1107 of the Code of Civil Procedure, relating to prerogative writs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murphy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1293 An act to amend Section 3052 of the Civil Code, relating to possessory liens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murphy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1406 An act to amend Section 753 of, and to add Section 753.1 to, the Code of Civil Procedure, relating to actions for partition of property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murphy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1449 An act to repeal Section 170.5 of the Code of Civil Procedure, relating to peremptory challenges of judges.

Objection Raised

Senator Richards objected to Assembly Bill No. 1449 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 1449 to second reading file.

Assembly Bill No. 1520—An act to amend Sections 75 and 170 of the Code of Civil Procedure, and Sections 75002, 75003, and 75028 of the Government Code, relating to the assignment of judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 910—An act to amend Section 14370 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state teachers' disability annuity.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 912—An act to amend Sections 14064 and 14068 of, the Education Code as enacted at the 1959 Regular Session, relating to State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 972—An act to repeal Article 4.5 (commencing at Section 20215) of Chapter 2, Part 3, Division 5, Title 2 of, and to add Section 20209 to, the Government Code, relating to investment of money in the State Employees' Retirement Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 973—An act to amend Sections 20024 and 20024.01 of the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 975—An act to amend Section 21361 of the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 977—An act to amend Sections 20023.1, 20393, 20600.5, 21021.5, and 21360 of the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 980—An act to amend Sections 20865, 20950, 20950.5, 20951, 20952, 20952.5, 20952.6, 20953, and 21365.5, and to repeal Section 20806, of the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 982—An act to amend Sections 20560, 20606, and 20834 of, to add Sections 20465 and 20933.5 to, and to repeal Sections

20019.1, 20019.2, 20606.1, and 20608.1 of, the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1025—An act to amend Sections 13853 and 13854 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1359—An act to amend Section 20009.1 of the Government Code, relating to employees' retirement system.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1381—An act to amend Section 9359.1 of the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1815—An act to amend Sections 23358, 23360, 23361, and 23362 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1891—An act to add Section 22155 to the Government Code, relating to combination of retirement and social security plans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2101—An act to add Section 14699 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to district retirement salary plans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 109—An act to add Section 14108.6 to the Health and Safety Code, relating to local fire districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 372—An act to add Section 855.1 to the Education Code, as enacted at the 1959 Regular Session of the Legislature, relating to leaves of absences of employees of county superintendent of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy,

O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 620—An act to amend Section 5180 of the Streets and Highways Code, relating to special assessment proceedings under the Improvement Act of 1911.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1112—An act to add Section 13007 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to deposits by school districts for traveling expenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1511—An act to amend Section 25452 of the Government Code, relating to publication of notice to bidders on county contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1777—An act to add Section 13747.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to re-employment of noncertificated school district employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 554—An act to add Article 10 (commencing at Section 53900) to Chapter 4, Part 1, Division 2, Title 5 of the Government Code, relating to budgets of local governmental bodies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1111—An act to add Article 2.5 (commencing at Section 53240) to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, relating to payment of the cost of repairing or replacing property of governmental employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1113—An act to add Section 817 to the Education Code as enacted at the 1959 Regular Session, relating to payment of the cost of repairing or replacing property of school district employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1994—An act to amend Section 2220.5 of the Welfare and Institutions Code, relating to the termination of old age assistance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1720—An act to amend Section 31214 of, and to add Sections 31214.1 and 31214.2 to, the Education Code as enacted

by the Legislature at its 1959 Regular Session, relating to state scholarships.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1412—An act to add Article 11 (commencing at Section 3481) to Chapter 9 of Division 5 of, the Education Code, as enacted by the Legislature at the 1959 Regular Session, relating to the dissolution of unified school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 55—An act to create the Yuba County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Yuba County, prescribing the agency's powers and duties, providing for its organization, operation and management and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing for the levy and collection of taxes for the payment of general agency expenses and for co-operation and contracts with any entity.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1418—An act to amend Section 21115 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school districts payroll procedure.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1363—An act to add Section 26504 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to airbrakes for vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1066—An act to amend Section 12025 of the Education Code, and Section 13101 of the Education Code as proposed by Senate Bill No. 2, relating to accreditation of teacher training institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 124—An act to add Section 22511.5 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to parking privileges for disabled persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 381—An act to amend Sections 8851, 8903, and 11204 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to county superintendents of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 572—An act to amend Section 19582 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 979—An act to add Sections 22015, 22152, 22308 and 22503 to, and to amend Sections 22150 and 22151 of, the Government Code, relating to integration of federal old age and survivors insurance with the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2001—An act to amend Section 8250 of the Health and Safety Code, relating to cemeteries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 918—An act to amend Section 14411 of, and to repeal Sections 14110 and 14412 of the Education Code as enacted at the 1959 Regular Session, relating to State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 499—An act to add Section 5006.2 to the Public Resources Code, relating to state parks.

Motion to Re-refer Assembly Bill No. 499

Senator McBride moved that Assembly Bill No. 499 be re-referred to Committee on Finance.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator McBride moved that Senate Bill No. 1101 be taken from the inactive file and placed on the second reading file.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator McAteer:

Senate Resolution No. 125

Relative to the commendation of Rev. Donal F. Forrester, C.S.P.

WHEREAS, On Sunday, May 17, 1959, a solemn offering of the Holy Sacrifice of the Mass, at the Church of the Good Shepherd located at Broadway and 207th Street in New York City, commemorated the twenty-fifth anniversary of the ordination to the priesthood of Rev. Donal Francis Forrester, C.S.P.; and

WHEREAS, Father Don, as he is affectionately known to thousands of San Franciscans and other Catholics has enjoyed an unusual record of achievement during his quarter century as a member of the Order of the Paulist Fathers; and

WHEREAS, Reverend Forrester is a native New Yorker, and a graduate of Fordham University of New York and Catholic University of Washington, D. C.; and

WHEREAS, Twenty-five years ago Reverend Forrester was ordained by the great Cardinal of Charity, Patrick Hayes; and

WHEREAS, As a young priest and outstanding athlete, he directed the Catholic Youth Organization in New York; and

WHEREAS, During World War II he served with distinction as a chaplain in North Africa, Sicily, Italy, and France and during the Korean War he did duty on the islands of Tirk and Mayguana; and

WHEREAS, Reverend Forrester spent many years as the administrator in charge of the St. Mary's Chinese Mission at Old St. Mary's Church in San Francisco, and while there he further developed the famed St. Mary's Chinese Girls Drum Corps, and which now is a national institution; and

WHEREAS, Reverend Forrester has been a prominent member of the Press and Union League Club of San Francisco; and

WHEREAS, At the present time he is ably directing the Catholic Information Center in Mobile, Alabama; and

WHEREAS, Rev. Donal Francis Forrester has, during his 25 years as a Catholic priest, been a credit to his church, his order, and his Country; now, therefore, be it

Resolved by the Senate of the State of California, That this body commends Rev. Donal Francis Forrester on his outstanding career as a priest of the Catholic Church and for the outstanding contributions that he has made to San Francisco, to California, and to the Nation; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to Rev. William Mitchell, Superior General, C. S. P., New York City, and Rev. John E. McGarity, C. S. P., Pastor, Old St. Mary's Church, San Francisco, and Rev. Donal F. Forrester, C. S. P., Paulist Fathers, Mobile, Alabama.

Resolution read, and unanimously adopted on motion of Senator McAteer.

ADJOURNMENT

At 5.28 p.m., on motion of Senator Williams, the President pro Tempore declared the Senate adjourned until 3.00 p.m., Wednesday, May 20, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETIETH LEGISLATIVE DAY

NINETY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, May 20, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we pray for a proper sense of direction and of values in this hurried and hectic age. Keep us from deceiving ourselves into thinking we are making music when we are only making noise; that we are making progress when we are only making haste; that bigness is synonymous with strength and goodness; or that the making of laws solves all our problems. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Brown, on motion of Senator McBride, due to illness.

Senator Collier, on motion of Senator McBride, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. H. W. Steffelbach and the following students of Woodland High School: Lisa Haerle and Niki Dahl, both German exchange students; and Nancy Staffelbach and Bill Staffelbach.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles

Kessler, Mr. Frank Silva, and the following students of Evergreen Elementary: Karen Carroll, Patricia Fryer, Marilyn Gerdts, Alexanderia Gonzlaes, Gayle Guido, Janis Iyama, Esta Kronk, Connie Ramirez, Carolyn Rodrigues, Betty Rose, Erma Sarabia, Leslie Slingsby, La Verne Solari, Joanne Vierra, Linda Young, Corrine Yturralde, Hazel Yturralde, Londa Martinez, Joe Altamirano, Cany Ortega, Tom Dabel, Steve Downs, Rich Kartwell, Ronald Iyama, Willard Jeness, Gary Kafka, Yukia Nakano, George Nieman, John Orlando, Jason Sanders, Dennis Tosti, David Van Tuyl, Frank Vasquez, Samuel Davis, Richard Cruz, Betty Jean Mosby, Rose Marie Santillan, Jack Wool.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. David Payne, and daughter, Virginia, of Huntington Beach. Also Chas. W. Barnes of Laguna Beach.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ernest McMillan of Bakersfield, and Mrs. Florrye Trimm of Tucson.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harry Leacock, teacher, Mrs. Melvin Clark, Mrs. Elmer Plett, and the following students of Calla School: Bob Carlson, Michele Gonzales, Ethel Jones, Joy Plett, Rachel Rodriguez, Robert Ruark, Dorothy Powell, Francine Baba, Linda Bakke, Billy Boyd, Roger Clark, Dennis Chisum, Henry Falany, Kathleen Faria, Randy Francis, Shirley Hawksworth, Barbara Peterson, Stephen Tucker, Jeffrey Lundberg, Rosemary Watts, Robert Hultman, Virginia Jones, and Thomas Carver.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Martin Robin of Los Angeles; Mrs. Eva N. Savelle and Mrs. Marie Baker Carter of Lancaster; and Mr. J. D'Arcy Chisholm, Secretary-Manager of Lancaster.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Helen Aksland, Mrs. Adelaid Kotrous, Mrs. Harold W. Martin, Mrs. Bertha Romero, and the following students of Johnson Joint School: Richard Aksland, Kathryn Babb, Fern Denney, Paul Goodwin, Richard Hiatt, Don Koehn, Barbara Kotrous, Regina Leiske, Becky Romero, Bonnie Sevee, Albert Silva, Lance Slikker, Barbara Thomas, James Waltman, and Sean Whelan.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alyce Alexander, Mrs. Ida Helgerson, Mrs. Evangeline Rogers, Mrs. Helena Spencer, and Miss Maybelle Johnson, all of Santa Clara County.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Mary of the Nativity, Sister Margaret Dolores, Sister Marie Julie, Sister Raymond Teresa, Mrs. Margaret Cummings, Mrs. F. C. Reeder, and the following students of the senior sociology classes of Notre Dame High School: Elizabeth Bedard, Valerie Belli, Virginia Berdusco, Dolores Boker, Wendy Bouret, Judie Bowen, Marietta Brady, Mary Brink, Evelyn Brinkley, Jo Ann Cancilla, Claudia Carrera, Margaret Cassidy,

Louise Ceconi, Suzanne Crowell, Juliet DeArmond, Joann DeFranco, Karen DelBiaggio, Louise DeLiso, Joanna DiGrazia, Deanna Dorsa, Mary Ann Dunlay, Jeanne Durden, Linda Eccles, Margieanne Egan, Dolores Faler, Louise Ferrari, Patricia Fillips, Barbara Fitzgerald, Mary Diane Floom, Joan Forni, Diane Fox, Nancy Fox, Nancy Free, Dorothy Furlanic, Vicky Galati, Donna Gargone, Joann Gargone, Marylynn Gilley, Sharon Gisi, Clarisse Granata, Sylvia Gray, Diane Greco, Susan Greco, Lorraine Grenier, Linda Griffin, Maria Guarascio, Patricia Hoenes, Suzanne Imbornone, Joyce Jaca, Maureen Kilkenny, Sharon Larsen, Michelle LaTerza, Marilyn Locicero, Joann Lozzio, Jean Lucchesi, Vivian Luna, Patricia Maffey, Bernadette Malone, Maureen McCarthy, Janice McNeilly, Jacqueline Mieuli, Lupe Minor, Colleen Mirassou, Phyllis Moak, Barbara Morosco, Sheila Moynihan, Kathleen Murtha, Donne Nicoletti, Diana Nishiura, Linda Normandin, Virginia Olivo, Loreene Pardini, Loretta Pardini, Susan Paslaqua, Sandra Ragone, Donene Ray, Catherine Ravizza, Alicia Rodriques, Rita Russo, Suzanne Ruth, Ann Schirle, Jolaine Schiro, Kathleen Sewell, Sylvia St. Germain, Carol Slater, Pamela Slorp, Georgia Somers, Elizabeth Stanley, Martha Stortz, Colleen Sullivan, Dorothy Sunseri, Joan Sweeney, Anita Taormino, Nancy Taormino, Judith Todd, Diane Torley, Sue VanSchaack, Linda Velardez, Ann Voss, Julie Waters, Mary Ann Wright, and Patricia Ziettlow.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Irene Rollins, teacher, Mrs. Elpern, Mrs. Dahlgren, Mrs. Gordon, and the following students of Walnut Creek School: John Brady, John Dyer-Bennet, Steven Schall, Paula Bittenbender, Sandra Pratt, Melissa Tuggle, Dorothy Conover, Lance Gordon, Bill Odell, Tom Rigney, David Robb, Judy Anderson, Cheryl Armstrong, Bessie Dow, Ann Ellet, Kay Hudson, Christine Grant, Sidney Scott, Paul Gruel, Jim Carol, Mike Rahn, Teddy McCalley, Jack Raley, Shelley Lotzkar, Rickey Mayer, Linda Peterson, Elizabeth Fulghum, Rickey Arnold, Mark Pelletier, David Elpern, Harlan Strickland, Sharon Behm, and Pat Dahlgren.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. E. K. Bates of Pasadena.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Magda Lawson, Paul J. Young, Wesley Break, and guests from San Bernardino County.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following women of the Republican Women's Club of San Jose: Ann Maddox, Gertrude Knutson, Ruby D. Howes, Lillian Christopher, Mae Henshell, Mesdames G. Gulmert, Zoe Cribari, Clark L. Bradley, Elma Justus, J. H. Allison, J. B. Byerley, M. Hood, P. M. Keas, Olga Deter, B. Berg, A. Crabtree, Brineg, M. Linker, Dana, Richard, G. Whitmire, H. Duffy, Lundy, M. K. Bagley, Opal Contine, Mrs. John F. Thompson, wife of the Senator, and Mrs. Bruce F. Allen.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bernard Pepper, and following students of Flowery School in Boyes Hot Springs: Austin Benjamin, Lewis Clarke, Donald Dodd, Tony Enz, Ronny Mazza, Jerry O'Donnell, Charles Peaslee, John Riley, Barry Suta, Mike Watson, Jimmy Whittle, Charles Pickett, Pat Arrowmith, Janet Bredehoft, Michelle Chorbormet, Shirley Collier, Vergie Cossins, Darlene Crist, Gloria Faraone, Sharon Finch, Donna Krauger, Kathie Little, Karen Medereious, Jenie Miller, Joan Riley, Sharon Smith, Darlene Williams, Marion West, and Jenie Sonders.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Mary Clement, Sister Mary Charles, and the following students of Sacred Heart School: Richard Balonek, Michelle Barry, Jean Colbert, Janet Conway, Claudia Cook, Jane Cook, David Coombs, Dennis Dahlhausen, Susan Demmel, Carla Dumbra, Richard Ferretti, James Fink, Jane Foley, Larry Foris, Pamela Freeland, Rita Gannon, Joseph Gill, Anne Gwinn, Daniel Haag, Jerry Hannah, William Harvey, Judith Hirt, Barbara Horr, Marsha Jensen, Kathleen Joseph, Susan Keenan, Jean Kuhlman, Nancy Ledden, Carol Luther, John McCarthy, Francis McCormack, Michael Macie, Michael Madden, Sally Meredith, Joanne Mette, Diane Moore, Susan Mosher, Patrick Murphy, Truman Nicolaus, Lynn Ogden, Craig Palmer, Donald Pasquini, Aileen Patti, Sam Perri, Gayle Russo, Kathryn Skeels, Larry Swoboda, Joanne Terry, Patsy Wagner, Winifred Walsh, Wendy Warren, Patrick Weiand, Kathryn Zimmerman, and Richard Zuccaro.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to George E. McDonald of Alameda, and Richard Schacht, Vice Mayor of Alameda.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Society of Governmental Accountants of Oakland: Richard Hamb, Mrs. Frances Hart, Miss Eugenia Brouillet, Howard Green, James Sehon, Mrs. Juanita Moore, Alan Brizee, Kenneth Greathead, and Martin Huff, Auditor-Controller, City of Oakland.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 15, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

JOHN WESLEY BREWER, a resident of Los Angeles, is Director, Probation Department, County of Los Angeles; he was graduated from Fresno State College. He is a member, National Probation and Parole Association; California Probation and Parole Association (Chairman, 1955-56 Crime and Delinquency Prevention Committee, member of Board of Directors); Adult Education Association; American Camping Association to 1955; 1952-54, Executive Committee, Los Angeles County Committee on Human Relations; American Council on Human Rights. He organized and directed program for under-privileged boys for Fresno Y. M. C. A.; recreation director, Los Angeles City Schools and Los Angeles County Parks and Recreation Department; social worker, State Relief Administration. He is a member of the

Executive Board, Los Angeles Youth Project of the Metropolitan Welfare Council, Youth Services Division; also member of Governor's Conference on Youth Participation in Community Affairs—Workshop Leader, 1958;

Member Adult Authority, vice Everette M. Porter, term expired, for the term prescribed by law, ending March 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 15, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

JUAN D. ACEVEDO, a resident of Riverside; native of Mexico; is a social worker; Executive Secretary, Community Settlement Association. He was graduated from University of California at Los Angeles and also Mortimer L. Schiff Scout Reservation for Professional Scouters, Mendham, New Jersey Boy Scouts of America; has had 36 years experience in scouting; has served as Assistant District Commissioner; two years as Field Scout Executive in East Los Angeles, Los Angeles Area Council; also has 30 years experience in community and youth work; helped organize the Mexican American Youth Movement in the Y. M. C. A.;

Member, Youth Authority Board, vice Ben V. Stein, term expired, for the term prescribed by law, ending March 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 14, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

JULIUS MIDDLER, a resident of Los Angeles; is an international representative of the United Auto Workers; a former steward, committeeman and chairman of the Bargaining Committee of UAW, Local 887, at North American Aviation. He is a member of the Governor's Industrial Safety Council and an alternate delegate to the San Francisco Labor-Management Manpower Committee; also member of the National Association for the Advancement of Colored People and past president of the Haym Soloman Center in Mar Vista. He is a United States Navy veteran of World War II;

Member, Industrial Accident Commission, vice Leo A. Vie, term expired, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 1487—An act to add Sections 9561 and 9562 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session and to add Sections 10857 and 10858 to the Revenue and Taxation Code, relating to vehicle registration and license penalty fees.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1101

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, May 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2241

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 2241—An act to add Section 11655 to the Elections Code, relating to the circulation of election petitions, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Elections.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 145
Assembly Bill No. 205
Assembly Bill No. 1258
Assembly Bill No. 1279
Assembly Bill No. 1341
Assembly Bill No. 1465
Assembly Bill No. 1605
Assembly Bill No. 1811
Assembly Bill No. 1886
Assembly Bill No. 2017
Assembly Bill No. 2160
Assembly Bill No. 2234

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 145—An act to amend Section 2611 of the Welfare and Institutions Code, relating to county medical and hospital care.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 205—An act to amend Sections 3818, 3819, 3830, 3925, 3929, 3941, and 3946 of the Elections Code, relating to office designations on election ballots.

Referred to Committee on Elections.

Assembly Bill No. 1258—An act to amend Sections 980, 1521, 1528, 1529, 1532, 1534, 1555, 1556, and 1558 of, and to add Section 1528.5 to Article 2 of Chapter 6 of Part 1 of Division 1 of, the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1279—An act to amend Section 22 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes 1949), relating to contracts for improvements.

Referred to Committee on Local Government.

Assembly Bill No. 1341—An act to add Section 31664.5 to the Government Code, relating to retirement of county employees.

Referred to Committee on Local Government.

Assembly Bill No. 1465—An act to amend Sections 6340 and 6361 of the Business and Professions Code, relating to county law libraries.

Referred to Committee on Business and Professions.

Assembly Bill No. 1605—An act to amend Section 2110 of the Streets and Highways Code, relating to Highway Users Tax Fund.

Referred to Committee on Transportation.

Assembly Bill No. 1811—An act to add Section 2635 to the Revenue and Taxation Code, relating to the taxation of possessory interests.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1886—An act to amend Sections 18200, 18207, 18406.1, 18412, 18413, 18614, 18616, 18668 and 18669 of the Financial Code, to add Sections 18200.1, 18200.2, 18200.3, 18200.4, 18200.5, 18200.6, 18203.5, 18205.5, 18607.1, 18610.5, 18617.1, 18625, 18626, 18668.1, 18668.2, 18818, 18818.1, and 18818.2 to said code, to add an article heading to Chapter 3 of Division 7, to add an article heading and new Article 2 (commencing with Section 18420) to Chapter 3 of Division 7 of said code, to add Chapter 6 (commencing with Section 18850) to Division 7 of said code, and to repeal Sections 18404, 18414, 18415, and 18818 of said code, relating to industrial loan companies.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2017—An act to amend Section 16562 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to use of school property for public purposes.

Referred to Committee on Education.

Assembly Bill No. 2160—An act to amend Section 16626 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to employees in child care centers.

Referred to Committee on Education.

Assembly Bill No. 2234—An act to add Sections 12627.3 and 12627.4 to the Water Code, relating to water seepage and erosion.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 131
Assembly Concurrent Resolution No. 132

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 131—Relative to the publication of copies of the new Education Code.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 132—Relative to amending the Joint Rules of the Senate and Assembly.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 134

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 134—Approving certain amendments to the charter of the City of Santa Barbara, a municipal corporation in the County of Santa Barbara, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on May 5, 1959.

Resolution ordered to the third reading file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 20, 1959

MR PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 299—An act to amend Section 4573 of the Penal Code, relating to narcotics in prisons and other correctional institutions;

Senate Bill No. 300—An act to amend Section 4574 of the Penal Code, relating to firearms in prisons and other correctional institutions;

Senate Bill No. 694—An act to amend Section 3358 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to charges for use of school property;

Senate Bill No. 786—An act to amend Section 1269b of the Penal Code, relating to the acceptance of bail;

Senate Bill No. 818—An act to amend Section 17851 of the Education Code as enacted at the 1959 Regular Session, relating to basic state aid for junior college districts;

Senate Bill No. 819—An act to amend Section 17667 of the Education Code as enacted at the 1959 Regular Session of the Legislature, relating to high school and junior college foundation programs;

Senate Bill No. 823—An act to repeal the article heading of Article 3 (commencing at Section 12253), Chapter 6, Division 9 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to compulsory full-time education;

Senate Bill No. 829—An act to amend Section 26453 of the Vehicle Code as enacted at the 1959 Regular Session of the Legislature, relating to the maintenance of vehicle brakes;

Senate Bill No. 972—An act to amend Section 2156 of the Streets and Highways Code, relating to county road deficiency reports;

And reports that the same have been correctly enrolled, and presented to the Governor on the twentieth day of May, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 12—Relative to co-operation between federal and local agencies;

Senate Concurrent Resolution No. 35—Relative to the landscaping of the Carmel-Monterey freeway;

Senate Concurrent Resolution No. 69—Approving amendments to the charter of the City of Vallejo, County of Solano, State of California, ratified by the qualified electors of the city at an election held therein on the seventh day of April, 1959;

Senate Concurrent Resolution No. 73—Approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the twenty-first day of April, 1959;

Senate Concurrent Resolution No. 74—Relative to adding Joint Rule 10.9 to the Joint Rules of the Senate and the Assembly;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twentieth day of May, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 75

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 958
Senate Bill No. 1220
Senate Bill No. 1245

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 485
Senate Bill No. 1180
Senate Concurrent Resolution No. 62

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Public Utilities

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Assembly Bill No. 1639

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 15, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 872

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 1284

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and refer to the committee.

JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1214
Assembly Bill No. 1083
Assembly Bill No. 2207
Assembly Concurrent Resolution No. 88

Has had the same under consideration, and reports the same back with the recommendation: Do pass (Be adopted).

DONNELLY, Chairman

Above reported bills ordered to second reading.
Above reported resolution ordered to third reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1212
Senate Bill No. 1227
Assembly Bill No. 64

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 844

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for referral to appropriate interim committee for study.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Assembly Bill No. 1803
Assembly Bill No. 2176
Assembly Bill No. 476
Assembly Bill No. 1391

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 1844

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Assembly Bill No. 1543
Assembly Bill No. 1578

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 603
Senate Bill No. 1147
Senate Bill No. 1328
Senate Bill No. 1349
Senate Bill No. 1373
Assembly Bill No. 1022
Assembly Bill No. 1023
Assembly Bill No. 1024
Assembly Bill No. 1154
Assembly Bill No. 1459
Assembly Bill No. 1903
Assembly Bill No. 1935
Assembly Bill No. 1936
Assembly Bill No. 1937
Assembly Bill No. 1938
Assembly Bill No. 1939
Assembly Bill No. 1940
Assembly Bill No. 1942
Assembly Bill No. 1943
Assembly Bill No. 1944
Assembly Bill No. 1945

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 1946
Assembly Bill No. 1948
Assembly Bill No. 1949
Assembly Bill No. 1950
Assembly Bill No. 1951
Assembly Bill No. 1952
Assembly Bill No. 1953
Assembly Bill No. 1955
Assembly Bill No. 2209
Assembly Bill No. 2210
Assembly Bill No. 2211

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 121
Senate Bill No. 142
Senate Bill No. 1157
Senate Bill No. 1178
Assembly Bill No. 336
Assembly Bill No. 595
Assembly Bill No. 653
Assembly Bill No. 911
Assembly Bill No. 1031
Assembly Bill No. 1097
Assembly Bill No. 1229
Assembly Bill No. 1315
Assembly Bill No. 1369
Assembly Bill No. 1533
Assembly Bill No. 1571
Assembly Bill No. 1755
Assembly Bill No. 1931
Assembly Bill No. 2224

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 543
Assembly Bill No. 1941
Assembly Bill No. 1947
Assembly Bill No. 1954
Assembly Bill No. 2260

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 445
Senate Bill No. 1119
Senate Bill No. 1235
Senate Bill No. 1369
Assembly Bill No. 959

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

GIBSON, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Constitutional Amendment No. 16

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

GIBSON, Chairman

Above reported resolution re-referred to Committee on Judiciary.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1234

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to appropriate interim committee for study.

GIBSON, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 403
Senate Bill No. 1148
Senate Bill No. 1150
Senate Bill No. 1151
Senate Bill No. 1154
Senate Bill No. 1159
Senate Bill No. 1208
Assembly Bill No. 175
Assembly Bill No. 316
Assembly Bill No. 1882
Assembly Bill No. 1673

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1230
Assembly Bill No. 1173

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 166

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 1736
Assembly Bill No. 1307

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 1240

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, May 18, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 1167

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 70
Senate Bill No. 127

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules with the further recommendation that they be re-referred to an appropriate interim committee.

REGAN, Chairman

Above reported bills re-refererd to Committee on Rules.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 1210
Assembly Bill No. 556
Assembly Bill No. 1153

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 556
Assembly Bill No. 1227
Assembly Bill No. 1387

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 262
Senate Bill No. 620
Senate Bill No. 666
Senate Bill No. 1044
Senate Bill No. 1045
Senate Bill No. 1055
Senate Bill No. 1104
Assembly Bill No. 380
Assembly Bill No. 1094
Assembly Bill No. 1151
Assembly Bill No. 1204
Assembly Bill No. 1217
Assembly Bill No. 1226
Assembly Bill No. 1270
Assembly Bill No. 1346
Assembly Bill No. 2169
Senate Constitutional Amendment No. 21

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.
Above reported resolution ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 71
Senate Bill No. 84
Senate Bill No. 234
Senate Bill No. 936
Assembly Bill No. 302
Assembly Bill No. 1448

Has had the same under consideration, and reports the same back with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1243

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 1237

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1237

Senator Gibson moved that Senate Bill No. 1237 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1237—An act to amend Section 2653 of the Business and Professions Code, relating to the Physical Therapy Examining Committee.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 11; and in line 12 strike out "terms expire", and insert "son appointed to succeed the physical therapist member whose term expires".

Amendment No. 2

On page 1, line 15, strike out "and".

Amendment No. 3

On page 1, line 16, after "1965," insert "and January 15, 1966,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 1031

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1031

Senator Miller moved that Senate Bill No. 1031 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1031—An act to add Section 13220 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to certificated employees of school districts.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 16, of the printed bill, strike out "for a school year to render", and strike out line 17; and in line 18 strike out "so employed", and insert "as a teacher and who is actually assigned teaching duties for more than one-half of the time for which such person is employed".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 1184

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 1184

Senator Montgomery moved that Senate Bill No. 1184 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1184—An act to add Section 30700.5 to the Water Code, relating to county water districts.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 6, inclusive, and insert "30700.5. (a) District elections in the Kings County Water District shall be conducted pursuant".

Amendment No. 2

On page 1, strike out lines 10 to 12, inclusive, and insert "by each voter."

Amendment No. 3

On page 1, after line 19, insert

"(c) The special provisions of this section are necessary because in the Kings County Water District a substantial portion of the parcels of land therein in separate ownership are less than one acre in size, thereby creating a disproportionate number of votes per acre as compared to the benefit received by each acre of land. This problem is not common to all districts formed under the County Water District Law (Division 12 (commencing at Section 30000) of the Water Code). It is therefore hereby declared that a general law cannot be made applicable and that the enactment of this section as a special law is necessary to effectuate the solution of problems existing in the Kings County Water District."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Assembly Bill No. 470

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 470

Senator Johnson moved that Assembly Bill No. 470 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 470—An act to amend Section 7049 of the Business and Professions Code, relating to contractors.

Bill read second time.

Motion to Amend

Senator Johnson moved the adoption of the following amendment:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1, of the printed bill, as amended in Assembly April 2, 1959, after line 12, insert

"SEC. 2. Section 7049 of said code is amended to read:

7049. [This] *Where the cost is less than one thousand dollars ($1,000), this* chapter does not apply to any construction or operation incidental to the construction and repair of irrigation and drainage ditches of regularly constituted irrigation districts, reclamation districts, or to farming, dairying, agriculture, viticulture, horticulture, or stock or poultry raising, or clearing or other work upon land including, but not limited to, land leveling except when performed by a licensee under this chapter.

The provisions of this chapter do apply to the business of drilling, digging, boring, or otherwise constructing, deepening, repairing, reperforating, or abandoning of water wells.

SEC. 3. Section 2 of this act shall become operative only if Senate Bill No. 534 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as Senate Bill No. 534 takes effect, at which time Section 1 of this act is repealed."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1123
Senate Bill No. 1295

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1123

Senator Regan moved that Senate Bill No. 1123 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1123—An act to amend Sections 2020.002 and 2025 of the Welfare and Institutions Code, relating to old age assistance grants, and making an appropriation.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "pursuant to Section 2020 of this code".

Amendment No. 2

On page 1, strike out line 8.

Amendment No. 3

On page 1, strike out line 13, and insert "per month."

Amendment No. 4

On page 1, line 18, after "increases", insert "or decreases".

Amendment No. 5

On page 1, line 19, after "State", insert "above or below the amount being paid on November 1, 1958, or above or below the amount payable as a result of any such increase or decrease".

Amendment No. 6

On page 2, line 1, strike out "this article", and insert "Section 2020 and Section 2020.002".

Amendment No. 7

On page 2, line 2, after "creased", insert "or decreased".

Amendment No. 8

On page 2, line 2, after "increase", insert "or decrease".

Amendment No. 9

On page 2, line 3, strike out "; provided, that the", strike out lines 4 and 5, and insert ". but in no event shall the total aid granted under Section 2020, as modified by this section, be less than ninety dollars ($90) per month".

Amendment No. 10

On page 2, line 8, strike out "increase", and insert "change".

Amendment No. 11

On page 2, line 9, after "Government", insert ", whether increase or decrease,".

Amendment No. 12

On page 2, line 10, strike out "increase", and insert "change".

Amendment No. 13

On page 2, line 11, strike out "this grant", and insert "the maximum grant prescribed in Section 2020 and Section 2020.002, within the limits established by this section".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 1295

Senator Thompson moved that Senate Bill No. 1295 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1295—An act to amend Sections 11554 and 11557 of the Government Code, relating to salaries of state officers.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "11550.5, 11552,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 11550.5 of the Government Code is amended to read:

11550.5. An annual salary of twenty-two thousand five hundred dollars ($22,500) shall be paid to each of the following:

(a) Director of Mental Hygiene.

(b) Director of Public Health.

SEC. 2. Section 11552 of said code is amended to read:

11552. An annual salary of nineteen thousand five hundred dollars ($19,500) shall be paid to each of the following:

(a) State Treasurer.

(b) Secretary of State.

[(c) Director of Public Health.]

SEC. 3. Section 11554 of said code is".

Amendment No. 3

On page 1, line 12, strike out "SEC. 2", and insert "SEC. 4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 1126
Assembly Bill No. 16

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1126

Senator Shaw moved that Senate Bill No. 1126 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1126—An act to amend Section 1881 of the Code of Civil Procedure, relating to privileges of witnesses.

Bill read second time.

Motion to Amend

Senator Shaw moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 5, of the printed bill, strike out "or commentary thereon".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 16

Senator Miller moved that Assembly Bill No. 16 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 16—An act to amend Section 1356 and to repeal Sections 1460 to 1475 and 1478 to 1578, inclusive, and to add Chapter 7 (commencing with Section 1500) to Title 10 of Part 3 of the Code of Civil Procedure, relating to disposition of unclaimed property.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 31, of the printed bill, as amended in Assembly March 30, 1959, strike out "valuable personal property", and insert "personal property of obvious commercial value".

Amendment No. 2

On page 3, line 32, after the comma, insert "after discharge of any lien or liens for storage charges,".

Amendment No. 3

On page 6, line 25, strike out "not", and insert "except property of the classes".

Amendment No. 4

On page 7, line 10, strike out "unclaimed funds", and insert "money".

Amendment No. 5

On page 7, line 12, strike out "funds", and insert "money".

Amendment No. 6

On page 7, line 13, after the period, insert "The report shall set forth any amounts owing to the holder for unpaid rent and for the cost of opening the safe deposit box."

Amendment No. 7

On page 7, line 31, after "30th", insert "or fiscal year-end".

Amendment No. 8

On page 9, line 29, strike out "seven months thereof", and insert "20 days after the time specified in Section 1511 for claiming the property from the holder".

Amendment No. 9

On page 9, line 32, strike out "shall", and insert "may".

Amendment No. 10

On page 9, line 41, strike out "verified".

Amendment No. 11

On page 10, line 1, after the period, insert "Property removed from a safe deposit box or other repository shall be received by the State Controller subject to any valid lien of the holder for rent and other charges, such rent and other charges to be paid out of the proceeds remaining after the State Controller has deducted therefrom his selling cost."

Amendment No. 12

On page 11, line 11, after "bonds", insert ", or for payment to the person entitled thereto, for any unpaid lawful charges or costs which arose from holding any specific property or any specific funds which were delivered or paid to the State Controller, or which arose from complying with this chapter with respect to such property or funds".

Amendment No. 13

On page 11, line 47, after "claim", insert "under this section".

Amendment No. 14

On page 12, line 32, strike out "direct", and insert "authorize".

Amendment No. 15

On page 12, line 33, strike out "proprty", and insert "property".

Amendment No. 16

On page 12, line 35, strike out "direction", and insert "authorization".

Amendment No. 17

On page 12, line 38, strike out "of", and insert "taken by".

Amendment No. 18

On page 12, line 39, after the period, insert "If the holder has not received any such direction within seven years after the final date for filing a report under Section 1510, the holder at his option may destroy or otherwise dispose of the property without the consent or direction of the State Controller."

Amendment No. 19

On page 12, between lines 39 and 40, insert

"(c) If the property is claimed by the owner or by his successor in interest at any time before the holder has destroyed or otherwise disposed of the property as provided in subdivision (b), the holder may pay or deliver the property against a written proof of claim and payment of any delinquent rent and other charges owing to the holder, and the holder shall notify the State Controller of such payment or delivery and file a copy of such proof of claim with the State Controller."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 798

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND SENATE BILL NO. 798

Senator McCarthy moved that Senate Bill No. 798 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 798—An act to add Section 3605.5 to, and amend Sections 3605, 3606, and 3606.1 of, the Public Resources Code, relating to oil and gas wells.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1, of the printed bill, as amended in Senate, May 18, 1959, strike out line 22, and insert

"SEC. 3. Section 3606 of said code is amended to read:

3606. Notwithstanding any other provisions of this chapter, where a parcel of land contains one acre or more and where all or substantially all of the surface of such parcel of land is unavailable for the surface location of oil or gas wells, there may be drilled or produced not more than one well into each acre of such parcel of land, and the surface location of such well may be located upon property which may

or may not contain one acre or more of surface area, and the property upon the surface of which the surface location of such well may be located may or may not be contiguous to such parcel of land; provided:

1. No operator shall construct or maintain any derrick within 150 feet of any other derrick, then standing, of such operator *unless approved in advance by the supervisor who may, in granting such approval, attach such conditions as are reasonably necessary to carry out the purposes of this chapter*.

2. The surface location of such well, as measured from the center of the hole, shall be not less than 25 feet from an outer boundary of the surface of the property upon which such well is located, and shall be not less than 25 feet from any dedicated public street, road or highway which is so dedicated and in such public use at the time of the commencement of drilling of such well.

3. The producing interval of such well shall be not less than 75 feet from an outer boundary of the parcel of land into which such producing interval is drilled, and the producing interval of such well shall be not less than 150 feet, as measured horizontally in the same [zone.] *pool*, from the producing interval of any other well which is producing or capable of producing oil or gas. If the parcel of land qualified to be drilled under this section is less than 150 feet in width, the producing interval of such well shall be as far from the lateral boundary lines of the property as is practicable.

To enforce the provisions of this section, the supervisor may require, at the time supervisor gives approval of notice of intention to drill, redrill or deepen, that a subsurface directional survey be made for such well, and that a plat of said directional survey be filed with the supervisor within fifteen (15) days of completion, *and such plat shall be open to inspection by any other operator in the field in which the well is located*."

Amendment No. 2

On page 1, strike out lines 23 to 26, inclusive; and on page 2, strike out lines 1 to 34, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Cobey moved that Assembly Bill No. 402 be taken from the inactive file and placed on the second reading file.

Motion carried.

CONSIDERATION OF DAILY FILE

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Conference concerning:

Assembly Bill No. 1487—An act to add Sections 9561 and 9562 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session and to add Sections 10857 and 10858 to the Revenue and Taxation Code, relating to vehicle registration and license penalty fees;

consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 2, line 12, of the printed bill, as amended in Senate May 6, 1959, strike out "10758", and insert "10858".

RICHARD J. DOLWIG	WILLIAM S. GRANT
EDWARD C. JOHNSON	REX M. CUNNINGHAM
SWIFT BERRY	CLARK L. BRADLEY
Senate Committee on Conference	Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Senators Beard, Burns, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Fisher, Hollister, Holmdahl, Johnson, McBride, Miller, Murdy, O'Sullivan, Regan, Richards, Short, Slattery, Thompson, and Williams—22.

NOES—None.

MOTIONS TO RECONSIDER

Assembly Bill No. 1674—An act to amend Sections 65503 and 65652 of the Government Code, relating to vote required for change of master plan and precise plan.

Motion to Reconsider Waived

Senator Donnelly waived his motion to reconsider the vote whereby Assembly Bill No. 1674 was passed.

The President ordered Assembly Bill No. 1674 transmitted to the Assembly.

Senate Bill No. 644—An act to add Chapter 2.6 (commencing at Section 24375) to Division 20 of the Health and Safety Code, creating the San Joaquin Valley Air Pollution Control District, setting forth its organization, powers, and duties, all relating to the control of air pollution.

Motion to Reconsider Senate Bill No. 644

Pursuant to his motion previously made, Senator Donnelly moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 644 was passed.

The roll was called, and Senate Bill No. 644 reconsidered by the following vote:

AYES—Senators Beard, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Short, Slattery, Stiern, Thompson, and Williams—29.
NOES—None.

Senate Bill No. 644 ordered to the third reading file.

UNFINISHED BUSINESS

Senate Bill No. 599—An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages.

Consideration of Governor's Veto

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 599 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate sustained the objections of the Governor by the following vote:

AYES—None.
NOES—Senators Beard, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, Miller, Murdy, O'Sullivan, Regan, Richards, Short, Slattery, and Williams—21.

Senate Bill No. 537—An act to repeal Article 5.5 (commencing at Section 16407) of Chapter 2 of Part 2 of Division 4 of Title 2 of, and to add Section 14275.5 to the Government Code, relating to state public works projects, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Motion to Refer Bill to Inactive File

Senator McBride moved that Senate Bill No. 537 be placed on the inactive file.

Motion carried.

SECOND READING OF SENATE BILLS

Senate Bill No. 1194—An act to amend Section 5783.2 of, to repeal Section 5785.2 of, and to add Section 5785.2 to, the Public Resources Code, relating to recreation and park districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1199—An act to amend Section 447 of the Streets and Highways Code, relating to state highway routes.

Bill read second time.

Motion to Re-refer Senate Bill No. 1199

Senator McBride moved that Senate Bill No. 1199 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 915—An act to add Section 144.5 to the Streets and Highways Code, relating to state highways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out ", except pursuant to an agree-".

Amendment No. 2

On page 1, line 7, strike out "ment with", and insert "until after thirty (30) days' notice thereof has been given by the department to".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 997—An act to amend Section 35400 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the length of semitrailers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, strike out lines 7 through 10, inclusive, of the printed bill, and insert "(b) A semitrailer over 35 feet in length shall have no portion of its body or load forward of the turning axis (kingpin) projecting".

Amendment No. 2

On page 1, strike out lines 13 through 21, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 998—An act to amend Sections 35400 and 35401 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the lengths of semitrailers and combinations of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 35400 and", and insert "Section".

Amendment No. 2

On page 1, line 1, strike out "35400", and insert "35401".

Amendment No. 3

On page 1, strike out line 4, and insert

"35401. No combination of vehicles including any attachments thereto coupled together shall exceed a total of 60 feet.

A combination of vehicles consisting of a truck and trailer or a truck tractor, semitrailer and trailer, including any attachments thereto coupled together, may exceed a total length of 60 feet but may not exceed a total length of 65 feet on the following highways:

(a) State highways included in the National System of Interstate and Defense Highways.

(b) State highways having four or more lanes.

(c) Those highways designated by the Federal Government as U. S. 6, U. S. 40, U. S. 40A, U. S. 50 from Oakland to Sacramento, U. S. 60, U. S. 66, U. S. 70, U. S. 80, U. S. 97, U. S. 99, U. S. 99E, U. S. 99W, U. S. 101 south of San Francisco, U. S. 395, and U. S. 466.

(d) State Highway Route 32 (Sign Route 152) from U. S. 101 to U. S. 99.

(e) City and county streets and highways unless prohibited by the local authority having jurisdiction thereof by ordinance. No such ordinance shall be effective until appropriate signs giving notice thereof have been erected."

Amendment No. 4

On page 1, strike out lines 5 through 22, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Constitutional Amendment No. 20—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 20 to Article XIII thereof, relating to property taxation.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 10, of the printed measure, after "ticle," insert "the Legislature may provide for the taxation of".

Amendment No. 2

On page 1, strike out lines 13 and 14, and insert "in proportion to its value and may prescribe the procedure for assessing and collecting such taxes."

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 101—An act to amend Section 5536 of the Business and Professions Code, relating to the practice of architecture.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate March 4, 1959, after "use", insert ", in any advertisement, sign, card, or other device,".

Amendment No. 2

On page 1, line 14, strike out "in"; and strike out lines 15 and 16, and insert "if, in any such use, said person also specifies that he is not an architect."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 511—An act to add Section 14311.5 to the Government Code, relating to the State Contract Act.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 14, 1959, after "work", insert "where federal funds are involved and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 610—An act to add Section 7113.5 to the Business and Professions Code, relating to contractors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1233—An act to add Sections 5212 and 5295 to the Business and Professions Code, relating to outdoor advertising structures.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1302—An act to amend Sections 12212 and 12511 of the Business and Professions Code, relating to weighing and measuring devices.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1238—An act to add Section 200 to, and to repeal Section 200 of, the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1106—An act to add Chapter 8 (commencing with Section 12930) to Part 6 of Division 6 of the Water Code, relating to provision for the development of the water resources of the State by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1960.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 2, line 1, of the printed bill, as amended in Senate May 15, 1959, after "Plan", insert ", and including such other additional facilities as the department deems necessary and desirable to meet local needs, if any, and to augment the

supplies of water in the Sacramento-San Joaquin Delta and for which funds are appropriated pursuant to this chapter".

Amendment No. 2

On page 2, line 4, after "rights", insert ", except as expressly provided herein,".

Amendment No. 3

On page 2, strike out lines 6 to 10, inclusive, and insert "ing vested water rights. Any facilities heretofore or hereafter authorized as a part of the Central Valley Project or facilities which are acquired or constructed as a part of the State Water Resources Development System with funds made available hereunder shall be acquired, constructed, operated, and maintained pursuant to the provisions of the code governing the Central Valley Project. No facility constructed in whole or in part with funds made available by this chapter shall be used to transport water the right to which was secured through eminent domain by others than the State unless approved by the Legislature by concurrent resolution with a majority of the members elected to each house voting in favor thereof."

Amendment No. 4

On page 3, strike out lines 29 and 30; and in line 31, strike out "rights of way, easements, facilities", and insert

"(5) Facilities".

Amendment No. 5

On page 3, line 32, strike out ", machinery, equipment, ap-"; strike out line 33; and in line 34, strike out "for".

Amendment No. 6

On page 3, line 38, after "amended", insert a period.

Amendment No. 7

On page 3, between lines 42 and 43, insert

"(7) Including for the foregoing (1 through 5) the relocation of utilities and highways for acquisition of all lands, rights of way, easements, machinery, equipment, apparatus, and all appurtenances necessary or convenient therefor."

Amendment No. 8

On page 3, line 49, after "specified", insert "and, to the extent provided in Section 12937, for additions to the State Water Resources Development System,".

Amendment No. 9

On page 5, line 5, strike out "Water Facilities", and insert "Water Resources Development System".

Amendment No. 10

On page 5, line 11, strike out "Water Facilities", and insert "Water Resources Development System".

Amendment No. 11

On page 5, line 17, strike out "Water Facilities", and insert "Water Resources Development System".

Amendment No. 12

On page 5, line 42, strike out "Water"; on line 43, strike out "Facilities", and insert "Water Resources Development System".

Amendment No. 13

On page 6, line 16, strike out "Water Facilities", and insert "Water Resources Development System".

Amendment No. 14

On page 6, line 31, after "defined", insert "and, to the extent provided in Section 12937, for additions to the State Water Resources Development System".

Amendment No. 15

On page 6, strike out lines 36 to 42, inclusive, and insert "Section 12934. Any money in the California Water Fund, and any surplus revenue as described in Section 12937(b)4, available for expenditure for the State Water Resources Development System shall be used for the construction of the State Water Facilities in lieu of the proceeds of bonds authorized by this chapter. The use of the proceeds of bonds for such construction shall be decreased by an amount equal to that hereafter expended from the California Water Fund for the construction of State Water Facilities. To the extent that money is expended from the California Water Fund for construction of the State Water Facilities, proceeds from the sale of bonds authorized pursuant to this act in an equal amount, but not to exceed two hundred fifty million dollars ($250,000,000) in the aggregate, is appropriated and

may be expended for the construction of such additional facilities of the State Water Resources Development System as the department shall determine to be necessary and desirable to meet local needs, if any, and to augment the supplies of water in the Sacramento-San Joaquin Delta for use in the State Water Resources Development System, and the department is authorized to construct any and all facilities for which funds are appropriated to it for expenditure pursuant to this chapter. All moneys in the California Water Fund and all accruals thereto are hereby appropriated to the department for expenditure and allocation by the department without regard to fiscal years for the State Water Resources Development System as defined in Section 12931 except that in any fiscal year the Legislature may appropriate for any lawful purpose any money in the California Water Fund which is unexpended at the beginning of that fiscal year and any money accruing to that fund during the fiscal year, and money so appropriated shall not be available for expenditure for the State Water Resources Development System within the meaning of this section."

Amendment No. 16

On page 6, line 45, strike out "Water Facilities", and insert "Water Resources Development System".

Amendments read, and adopted.

Bill ordered printed.

Motion to Print With a Rush Order

Senator Williams moved that Senate Bill No. 1106 be sent to print with a rush order.

Motion carried.

Motion to Re-refer Senate Bill No. 1106

Senator McBride moved that Senate Bill No. 1106 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1101—An act to add Chapter 6 (commencing at Section 50970) to Part 5 of Division 15 of, and to repeal Section 50902 and Article 11 (commencing at Section 51485) of Chapter 2 of Part 7 of Division 15 of, the Water Code, relating to reclamation districts.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 317—An act to add Section 1773.1 to the Labor Code, relating to per diem wages.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate May 12, 1959, after "Relations", insert "fully executed".

Amendment No. 2

On page 1, line 16, strike out the period, and insert "whenever filed 30 days prior to the call for bids."

Amendments read, and adopted.

Bill ordered printed.

Motion to Re-refer Assembly Bill No. 317

Senator Rodda moved that Assembly Bill No. 317 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1978—An act to amend Section 8395 of the Fish and Game Code, relating to sale or purchase of surf perch.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1424—An act to amend Sections 25803, 35103 and 35104 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to overwidth implements of husbandry.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1690—An act to amend Sections 4159, 4160, and 14600 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to notice of change of address of vehicle owners and operators.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1848—An act to amend Sections 11102, 11104, 11105, 11106, 11107 and 11110 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to driving schools and instructors and licenses issued in connection therewith.

Bill read second time, and ordered to third reading.

Motion to Re-refer Assembly Bill No. 1848

Senator McBride moved that Assembly Bill No. 1848 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1711—An act to add Section 5109 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to issuance of special license plates.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "5109", and insert "5019".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1308—An act to add Section 3947 to the Elections Code, relating to the direct primary election ballot.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1237—An act to amend Sections 61400, 61401, 61402, 61403, 61430, 61431, and 61432 of, and to add Sections 61402.5 and 61402.6 to, the Government Code, relating to community services district general elections.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1334—An act to add Section 25265 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the display of lights on sanitation district vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1709—An act to amend Section 35407 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to water well drilling and servicing equipment on vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1712—An act to amend Section 22400 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to minimum speeds for vehicles.

Bill read second time, and ordered to Consent Calendar.

Motion to Re-refer Assembly Bill No. 1712

Senator McBride moved that Assembly Bill No. 1712 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 2034—An act to amend Section 16023 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to deposit of security following a vehicle accident.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 719—An act to add Section 1816 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the reporting of traffic violations committed by minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 11, 1959, strike out "add Section 1816 to", and insert "amend Section 1805 of, to add Sections 1816 and 13103 to, and to repeal Sections 13204 and 13554 of,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 2 and 3, and insert "1805 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session is amended to read:

1805. The failure, refusal, or neglect of any such judicial officer to comply with any of the requirements of Sections 1802, 1803, [and] 1804 *and 1816* is misconduct in office and is ground for removal therefrom.

SEC. 2. Section 1816 is added to said code, to read:".

Amendment No. 3

On page 1, line 12, strike out "need", and insert "shall".

Amendment No. 4

On page 1, line 13, after "that the", insert "alleged".

Amendment No. 5

On page 1, after line 18, insert

"SEC. 3. Section 13103 is added to said code, to read:

13103. For purposes of this division, a plea or judgment of guilty, whether probation is granted or not, a forfeiture of bail, or a finding reported under Section 1816, constitutes a conviction of any offense prescribed by this code, other than offenses relating to the unlawful parking of vehicles.

SEC. 4. Section 13204 of said code is repealed.

[13204. For the purposes of this chapter, a plea of guilty or a judgment of guilty, whether probation is granted or not, or a forfeiture of bail, constitutes a conviction of any of the crimes mentioned in this code, except those relating to unlawful parking of vehicles.]

SEC. 5. Section 13554 of said code is repealed.

[13554. For the purposes of this chapter, a plea of guilty or a judgment of guilty, whether probation is granted or not, or a forfeiture of bail, constitutes a conviction of any of the crimes mentioned in this code, except those relating to unlawful parking of vehicles.]

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1040—An act to amend Section 6010 of the Revenue and Taxation Code, relating to sales and use taxes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1559—An act to add Section 2509.1 to the Revenue and Taxation Code, relating to the collection of property taxes.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1560—An act to amend Section 4149 of the Revenue and Taxation Code, relating to redemption of any parcel of tax-sold or tax-deeded property.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1561—An act to amend Section 4102 of the Revenue and Taxation Code, relating to redemption of tax-sold and tax-deeded property.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1601—An act to add Section 27206 to the Government Code, relating to federal tax liens.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 692—An act to add Section 6788 to the Business and Professions Code, relating to the practice of engineering.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "has engaged in or is about to engage", and insert "is engaging".

Amendment No. 2

On page 1, lines 4 and 5, strike out "or which will constitute".

Amendment No. 3

On page 1, strike out line 6, and insert ", on application of the board, and after 30 days written notice by the board to such person, may issue an in-".

Amendment No. 4

On page 1, line 12, strike out "except that no undertaking or bond shall", and insert "and an undertaking or bond may".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 726—An act to add Section 8794 to the Business and Professions Code, relating to land surveying.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "has engaged in or is about to engage", and insert "is engaging".

Amendment No. 2

On page 1, lines 4 and 5, strike out "or which will constitute".

Amendment No. 3

On page 1, line 5, strike out "of"; and strike out line 6, and insert ", on application of the board, and after 30 days written notice by the board to such person, may issue an injunc-".

Amendment No. 4

On page 1, strike out line 11, and insert "cedure, and an undertaking or bond may be required."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 1603—An act to add Section 5527 to the Business and Professions Code, relating to the practice of architecture.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "has engaged in or is about to engage", and insert "is engaging".

Amendment No. 2

On page 1, lines 4 and 5, strike out "or which will constitute".

Amendment No. 3

On page 1, strike out line 6, and insert ", on application of the board, and after 30 days written notice by the board to such person, may issue an".

Amendment No. 4

On page 1, line 12, strike out "except that no undertaking or bond shall", and insert "and an undertaking or bond may".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 1704—An act to amend Section 9575 of the Business and Professions Code, relating to dry cleaning, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "as follows:"; strike out lines 11 to 19, inclusive; and on page 2, strike out lines 1 to 6, inclusive, and insert "for".

Amendment No. 2

On page 2, line 7, after "Cleaners", insert "and for expenditure for support of the State Fire Marshal in administering and enforcing the provisions contained in Chapter 2 (commencing at Section 13201) and Chapter 3 (commencing at Section 13501) of Part 2 of Division 12 of the Health and Safety Code".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 1248—An act to add Section 7032 to the Business and Professions Code, relating to contractors, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2304—An act to amend Section 5005 of the Business and Professions Code, relating to the State Board of Accountancy.

Bill read second time, and ordered to third reading.

Assembly Bill No. 60—An act to convey certain tide and submerged lands to the County of Sonoma, in furtherance of navigation commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof, and to repeal Chapter 1406 of the Statutes of 1951.

Bill read second time.

Motion to Retain Place on File

Senator Rattigan moved that Assembly Bill No. 60 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 1734—An act to amend Sections 11529, 11532, 11532.3 and 11532.7 of the Insurance Code, relating to mutualized insurers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1449—An act to repeal Section 170.5 of the Code of Civil Procedure, relating to preemptory challenges of judges.

Bill read second time, and ordered to third reading.

RECESS

At 3.50 p.m., on motion of Senator Burns, the Senate recessed for the purpose of introducing Mr. J. E. O'Neill, who received the Foreign Born Citizen of the Year award, his wife, and two other guests, Mrs. M. Saville, and Dr. Hubert Phillips, all of Fresno.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Burns, Williams, and Montgomery as a Special Committee to escort Mr. and Mrs. O'Neill, Mrs. Saville, and Dr. Phillips to the rostrum.

INTRODUCTION OF GUESTS

Senator Burns introduced Mr. and Mrs. O'Neill, Mrs. Saville, and Dr. Phillips to the Senate, and stated what a great pleasure he had in introducing and knowing Mr. O'Neill over the past years.

Mr. O'Neill then briefly addressed the Senate, telling them he was born in Canada, but felt like a native son of California. "As representative of International Institution, I am proud to and humbly accept the award of Foreign Born Citizen of the Year."

REASSEMBLED

At 3.55 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Motion to Retain Place on File

Senator Grunsky moved that Senate Bill No. 524 be passed on file and retain its place.

Motion carried.

Senate Bill No. 974—An act to amend Sections 27463 and 27464 of the Government Code, relating to coroners.

Motion to Retain Place on File

Senator McCarthy moved that Senate Bill No. 974 be passed on file and retain its place.

Motion carried.

Senate Bill No. 975—An act to amend Sections 27470 and 27471 of the Government Code, relating to coroners.

Motion to Retain Place on File

Senator McCarthy moved that Senate Bill No. 975 be passed on file and retain its place.

Motion carried.

Senate Bill No. 538—An act to amend Sections 12800, 12803, 12826, and 12829, to repeal Article 2 (commencing at Section 12810) of Chapter 3, Part 6, Division 6, and to amend and renumber the title of Article 3 (commencing at Section 12825) of Chapter 3, Part 6, Division 6, of the Water Code, relating to the Flood Control Fund of 1946, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Short, Stiern, Teale, and Thompson—27.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Short, Stiern, Teale, and Thompson—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 176—An act to validate certain actions relating to the annexation of property to cities and to the zoning of such property, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, and Thompson—30.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 542—An act to amend Sections 16838, 16839, 16840, 16841, and 16843 of the Education Code, and Sections 12408, 12409, 12410, 12411, and 12413 of the Education Code as proposed by Senate Bill No. 2, and Section 700 of the Welfare and Institutions Code, relating to insubordinate or disorderly school children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 712—An act to amend Sections 2016, 2019, 2020, 2021, 2024, 2025, 2026, 2030, 2032, 2033 and 2034 of, and to add Sections 1991.1, 1991.2 and 2023 to, the Code of Civil Procedure, relating to depositions and discovery.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 734—An act to amend Section 108 of the Civil Code, relating to divorce on the ground of incurable insanity.

Bill read third time.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Farr moved a call of the Senate.

Motion carried. Time, 4.18 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 485—An act to amend Section 16302.1 of, and to repeal Section 13145 of, the Government Code, and to amend Sections 19052, 19053, 19053.9, 26072, and 26073 of the Revenue and Taxation Code, relating to the disposition of overpayments of taxes, fees, and other revenues collected by state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1220—An act to amend Sections 189 and 190 of the Streets and Highways Code, relating to separations.

Motion to Re-refer Senate Bill No. 1220

Senator McBride moved that Senate Bill No. 1220 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 958—An act to add Article 4 (commencing at Section 1365) to Chapter 5 of Part 2 of Division 2 of the Water Code, relating to the appropriation of water.

Motion to Re-refer Senate Bill No. 958

Senator McBride moved that Senate Bill No. 958 be re-referred to Committee on Finance.

Motion carried.

Senate Concurrent Resolution No. 62—Relative to city streets and county roads.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, and Williams—29.
NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1028—An act to amend Sections 7376 and 7381 of, to add Section 7396.7 to, and to repeal Section 7439 of, the Business and Professions Code, relating to the practice of cosmetology.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 1028 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 397—An act to add Section 6537.1 to the Business and Professions Code, relating to barbering.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1836—An act to add Section 11580.2 to the Insurance Code, relating to uninsured motorist coverage.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Byrne, Cameron, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 951—An act to amend Section 715.3 of the Civil Code, relating to restraints upon alienation.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.35 p.m., on motion of Senator Farr, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 734 passed by the following vote:

AYES—Senators Arnold, Beard, Cameron, Christensen, Cobey, Coombs, Dolwig, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—26.

NOES—Senators Byrne, Dilworth, Donnelly, Erhart, Gibson, Murdy, and Williams—7.

Bill ordered transmitted to the Assembly.

MOTION TO RETURN SENATE BILL NO. 621

Senator Thompson moved that the Assembly be requested to return Senate Bill No. 621 to the Senate for further consideration.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1a of, and by adding Sections 1b, 1c, 10b, and 26a to, Article VI of said Constitution, relating to the administration of justice, including the manner of appointment, retirement, and removal of judges and the composition and duties of the Commission on Judicial Qualifications, Judicial Council, and State Bar.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Cobey, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 952—An act to amend Section 2934a of the Civil Code, relating to the substitution of trustee under trust deed.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, Rattigan, Regan, Rodda, Shaw, Short, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1218—An act to amend Section 190.1 of the Penal Code, relating to offenses for which the penalty is death or life imprisonment.

Bill read third time, and presented by Senator Regan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Burns, Byrne, Cameron, Cobey, Coombs, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—24.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1342—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Farr, Fisher, Hollister, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Shaw, Short, Slattery, and Thompson—21.
NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 203—An act to amend Section 23789 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1193—An act to amend Section 172 of, and to add Section 172.1 to, the Penal Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Rodda.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Rodda moved a call of the Senate.

Motion carried. Time, 5.24 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2089—An act to amend Section 23104 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Johnson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Byrne, Cameron, Cobey, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, O'Sullivan, Rattigan, Shaw, Short, Slattery, Stiern, Teale, and Thompson—22.
NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 614—An act to amend Section 11005 of, and to add Section 11005.6 to, the Revenue and Taxation Code, relating to allocations to counties from the Motor Vehicle License Fee Fund.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Byrne, Cameron, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.30 p.m., on motion of Senator Rodda, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 1193 passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Teale, and Thompson—25.

NOES—Senators Dilworth, Donnelly, Grunsky, Murdy, Stiern, and Williams—6.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 660—An act to amend Sections 6440, 6441, 6442, 6443, 6446, 6447, 6460, 6461, 6462, 6463 and 6500 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 379—An act to amend Section 27361.6 of the Government Code, relating to recordation of instruments.

Bill read third time, and presented by Senator Hollister.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1455—An act to add Section 5906.5 to the Elections Code, relating to absent voter.

Bill read third time, and presented by Senator Cameron.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 754—An act to add Section 730.05a to the Civil Code, relating to the inclusion in the Uniform Principal and Income Law of provisions concerning the distribution of net probate income.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 985—An act to add Section 7056.5 to the Public Resources Code, relating to the production of oil and gas or other minerals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 34—Relative to the long range program for the national forests.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Resolution ordered transmitted to the Assembly.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 1917

Senator Burns moved that Assembly Bill No. 1917 be withdrawn from Committee on Transportation and re-referred to Committee on Public Utilities.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 337—An act to amend Section 26495 of the Health and Safety Code, relating to misbranding of foods;

Senate Bill No. 378—An act to add Section 7702.1 to the Fish and Game Code, relating to commercial fishing, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 458—An act to add Sections 6159 and 6160 to the Elections Code, relating to the approval of voting machines;

Senate Bill No. 540—An act to amend Section 25452 of the Government Code, relating to publication of notice to bidders on county contracts;

Senate Bill No. 657—An act to amend Section 1086 of the Water Code, relating to the State Water Rights Board power to subpoena witnesses;

Senate Bill No. 769—An act to amend Section 8205 of the Government Code, relating to notary public;

And reports the same have been correctly enrolled, and presented to the Governor on the twentieth day of May, 1959, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 65—Relative to the long-suffering of the American people at the hands of press agents promoting special weeks;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twentieth day of May, 1959, at 5 p.m.

BURNS, Chairman

RESOLUTIONS

The following resolutions were offered:

By Senator Dilworth:

Senate Resolution No. 126

Relative to consumption of milk in the schools

WHEREAS, It has come to the attention of the Members of the Senate of the State of California that the consumption of milk in the schools of this State has recently declined greatly; and

WHEREAS, There is a need for study of this problem in order to ascertain the causes of said decline in milk consumption; now, therefore, be it

Resolved by the Senate of the State of California, That the Director of Agriculture is requested to investigate the decline in milk consumption in the schools and hold such hearings as may be necessary to develop facts relevant to the causes of this decline in order to develop recommendations based upon these facts and report same to the Legislature at the earliest possible time; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Director of Agriculture.

Resolution read, and referred to Committee on Agriculture.

By Senators Murdy, Arnold, Beard, and Teale (Senate Interim Committee on Social Welfare):

Senate Resolution No. 127

Relative to the study of government administered and financed medical care programs

WHEREAS, Approximately $200,000,000 in state funds and $125,000,000 in county funds is expended annually in California for government-financed medical care; and

WHEREAS, The Federal Government contributes annually approximately $8,000,000 to these programs and spends many millions more in California for federal medical care programs; and

WHEREAS, Ten state agencies administer more than 20 different medical care programs; and

WHEREAS, Millions of persons in California are recipients of government-financed and administered medical care; and

WHEREAS, No inventory of such medical programs exists, and the operation of the programs is characterized by a lack of co-ordination of activities, defects in

organization and financing, and failure to make adequate provision for interagency problems; and

WHEREAS, These conditions are detrimental to the citizens of California dependent on such government-administered and financed medical care, and work hardships on persons rendering medical services, particularly private physicians; and

WHEREAS, The number and complexity of the problems involved in this area of government make imperative the undertaking of intensive study whereby the Legislature may establish a basis for the formulation of plans and programs for the more effective administration of all forms of government-administered and financed medical care; now, therefore, be it

Resolved by the Senate of the State of California, That the Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the governmental-administered and financed medical care programs in California; and be it further

Resolved, That such study shall include, but shall not be limited to, an inventory of all government-administered and financed medical care programs operative within the State, the scope of services rendered in each instance, the organization, legal basis, and method of financing of these programs, and their effect upon and relationship to available private medical care, from both the physician's and the patient's point of view; and be it further

Resolved, That special emphasis shall be given to the problem of co-ordinating the activities, organization, and financing of the various medical care programs administered and financed in whole or in part by the State of California; and be it further

Resolved, That the committee to which the study is so assigned is authorized and directed to ascertain, study, and analyze all facts relative to that subject and to the desirability of, or the necessity for, legislation to improve the efficiency and effectiveness of such medical care programs, and to report thereon to the Senate at the commencement of the 1961 Regular Session, including in its report its recommendations for appropriate legislation.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 79: By Senator Coombs—Relative to a study of the "Colusa Basin".

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 80: By Senators Murdy, Arnold, Beard, and Teale—Relative to the recommendations of the Interdepartmental Medical Fee Committee.

Referred to Committee on Rules.

ADJOURNMENT

At 5.45 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, May 21, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-FIRST LEGISLATIVE DAY

NINETY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Thursday, May 21, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by the Reverend Theodore C. Abell, pastor of the First Unitarian Church in Sacramento:

Eternal and Creative Spirit of Life, we stand in awe as we contemplate the glory of Thy work, and bow in humility as we think of our utter dependence upon life for all we are, all we have and all we hope to accomplish. We would pray this day that our thoughts may be so directed by an attitude of respect, courtesy and good will that in all our relations with others we shall act in a manner that will elicit from them the best they are capable of giving; and we would pray for wisdom that we may discharge all the responsibilities of whatever position or task has been entrusted to us in a way that shall bring unity and honor to our State, and shall contribute to a more abundant life with liberty, justice and opportunities for all men everywhere. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Christensen, on motion of Senator Brown, due to legislative business.

Senator Collier, on motion of Senator Brown, due to legislative business.

Senator McBride, on motion of Senator Brown, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Carolyn Lankard, teacher, and the following students of Joseph Bonnheim School: Scott Anderson, Zelma Blackshere, Wayne Burgess, Thomas Cabrera, Donna Campbell, Thomas Christensen, Wendy Cunha, Bobby Epling, Susan Harding, Billy Howes, Thomas Jesser, Ronnie Kannegeisser, Charles Kearney, Danny Ketelsen, Ginny Larios, Kelly Mayfield, Virginia Milligan, Marilyn Mollet, Beverly Morris, Bobby Poole, Terry Renick, Larry Smith, Bedford Smotherman, Christine Snider, Sandra Stone, Marilyn Thompson, Charles Weaver, and Carol Wood.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Floyd T. Billigmeier, Mrs. Olgia N. Billigmeier, Mr. Robert S. Bitney, Mr. Otis Leonard, Mrs. Otis Leonard, Mr. Neal Masotti, Mrs. Gloria Masotti, and the following students of Adin Elementary School: Leon Bennett, Donna Clark, Judy Kuykendall, Janice Masotti, Raymond Monge, Donald Parrott, Albert Rex, Teddy Tyrrell, Art Ward, Donald Fitch, Lee Conner, Robert Gerig, Ann Humphreys, Cynthea Leonard, Patrick Mathews, Karen Preheim, Alford Simmons, Juanita Stanfield, John Joiner, and Jerry Yowell.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from Travis Elementary School: Judy Adcock, Fayerenette Agent, Harold Beaulieu, Jr., Barbara Bilbo, Andrew Carlmark, Robert Collins, Jerome Corlies, Katherine Cribbs, Diane Critchfield, David Currier, Walter Curtis, Deborah Davis, Carolyn Dittrich, Gary Dixon, Don Downey, John East, Dianne Ehlers, Diana Eisenhart, Diana Finney, Michael Gacke, Joan Garner, Muriel Gilbert, Michael Gilchrist, James Gilliam, Steven Hales, Cynthia Harwood, Kathryn Heidenreich, William Henderson, Rogers Henson, Cheryl Janus, Water Johnson, Van Wright Jones II, Janice Kennan, Lynn Koch, Michael Korbett, Pamela Lawrence, Larry Mahoney, Max McQueen, Dianne Mitchell, Douglas Neeff, Judy Opella, Charles Overton, Glenn Ramsey, Cathryn Rasmus, Ann Reagan, Ann Reid, Brian Ritter, Sonia Rutledge, David Screws, Lee Smith, Dorothy Starratt, Sara Stratford, Sheryl Strickler, Thomas Thompson, Jr., Bonnie Trudeau, Dennis Trudeau, Kathleen Twohill, James Valentino, James Walukones, Thomas Watson, Diane Wood, and Jeanne Zitano.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Vernon Freethy, Miss Ruth Franklin, and the following students of Polytechnic High School: Ronald Anselmo, Adeline Aragon, Dolores Aragon, Kathy Bauer, Fern Bennett, Marian Berry, Bob Bertani, Jolene Bleggi, Jeannie Bonnardel, Phil Bornfleth, Mary Bush, Larry Cantrell, Alicia Carrasco, Bob Chappell, Barbara Chiodo, Gary Coad, John Colvin, Susan Coontz, Marian Cortez, Diane De Cesare, Florence Descarsky, Diane Fabian, Darlene Fici, Erika Fleischman, Gwen Franklin, Anna Garcia, Brenda Garrett, Donna Gliebe, Harriet Golfos, Ted Gong, David Gonzales, Julie Gregoric, Charles Gutierrez, Carol Harney, Karen Hart,

Judie Howard, Mike Isaacs, Douglas Isshi, Bill Johnson, Rodney Johnson, Alfred Kwong, Kathy Lastrucci, Sharon Lee, Janet Loskutov, Luccarie Massimiacci, Normalipi Masvaline, Mindy McIntosh, Bill Melcher, Cecilia Messick, Joan Miller, Bob Miller, Aline Neal, Diane Nelson Virginia Ng, Cathy O'Donnell, Dolores Ortiz, Pat Pagan, Tom Pavos, Priscilla Popin, Richard Popin, James Rohrer, Shirley Ruderel, Irene Sapelkin, June Soriakoff, Bob Spencer, Laurel Turnbull, Gennie Wesley, Larry Yarberry, Janet Zocchi, and Carlene Fricke.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles De Turk, Chief, Division of Beaches and Parks.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ethel Adan, Mrs. Bonnie Darling, Mrs. Jane Johnson, Mrs. Virginia King, Mrs. Elva Lucas, Mrs. Bernice Pisani, leader, Mrs. Doris Ulrich, assistant, and the following Girl Scouts: Bernice Adan, Janice Cheney, Julie Darling, Janice Han, Patricia Johnson, Carol King, Sharon Lucas, Celia Michel, Lucy Moreno, Cheryl Pisani, and Suzzanne Ulrich.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lew Lipton of San Diego; Dick Todd of Rancho Santa Fe; and Robert McClure of San Diego.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister M. Elizabeth, Mrs. Peter Sexton, Mrs. Ellsworth Cox, Mrs. Bernard Weeks, and the following students of St. Francis School: Joe Ball, Bernard Bennett, Albert Capaul, Lawrence Chin, Ronald Crandall, Tim Davy, Larry Gardner, Charles Hollis, Michael Jurach, Bill Kiene, Chris Kuntz, Chris Lyons, Eugene Marx, Tom Masi, Ronald Nebeker, Edwin Nelson, Knox Parker, Jim Pesavento, Jim Schelcher, Jim Silger, Jack Wittman, Robert Zuniga, Janet Bass, Joann Capaul, Sharlene Clark, Patricia Corcoran, Michela Cox, Marsha Cullivan, Laura Donovan, Kay Drinkwater, Margaret Duclos, Anna Ferrarotti, Rosemary Ferreirae, Carol Flammia, Carol Franklin, Mary Gutierrez, Marianne Halpin, Michel Jaramillo, Toni Jastremski, Judy La Berge, Maureen Lastiri, Carol Monahan, Sue Mullen, Susan Puccinelli, Paula Randolph, Elinor Shiro, Joann Silva, Donna Simmons, Barbara Steele, Tana Villarosa, Patricia Vogel, Nancy Waterstreet, Mary Weeks, Susan Yonker, and Helen Tevlin.

On request of Senator Burns and Members of the Senate, the privilege of the floor of the Senate Chamber for this day was unanimously extended to these former Speakers of the Assembly: Edgar C. Levey (1927-1932), Edward Craig (1935-1936), William Mosley Jones (1937-1938), Paul Peek (1939), Gordon Garland (1940-1942), Charles W. Lyon (1943-1945), Sam L. Collins (1946-1952), James W. Silliman (1953-1954), L. H. Lincoln (1955-1958), and Ralph M. Brown (1959), the present Speaker. Not present—Walter J. Little (1933-1934).

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Herbert E. Mylund of Berkeley; Mrs. Margaret Nottage of Berkeley; and Judy W. Hoffman of Oakland.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 55
Assembly Bill No. 372
Assembly Bill No. 458
Assembly Bill No. 554
Assembly Bill No. 572
Assembly Bill No. 910
Assembly Bill No. 918
Assembly Bill No. 927
Assembly Bill No. 1111
Assembly Bill No. 1112
Assembly Bill No. 1113
Assembly Bill No. 1363
Assembly Bill No. 1401
Assembly Bill No. 1691
Assembly Bill No. 1720
Assembly Bill No. 1932
Assembly Bill No. 2008
Assembly Joint Resolution No. 1

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, May 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 243
Senate Bill No. 437
Senate Bill No. 761
Senate Bill No. 764
Senate Bill No. 854
Senate Bill No. 864
Senate Bill No. 907

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 78

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, May 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted, as amended:

Senate Concurrent Resolution No. 43

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above resolution ordered to unfinished business file.

ASSEMBLY CHAMBER, May 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 99
Senate Bill No. 194
Senate Bill No. 213
Senate Bill No. 274
Senate Bill No. 792
Senate Bill No. 969
Senate Bill No. 973

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 232
Assembly Bill No. 256
Assembly Bill No. 424
Assembly Bill No. 903
Assembly Bill No. 938
Assembly Bill No. 968
Assembly Bill No. 969
Assembly Bill No. 1058
Assembly Bill No. 1135
Assembly Bill No. 1569
Assembly Bill No. 1573
Assembly Bill No. 1574
Assembly Bill No. 1575
Assembly Bill No. 1576
Assembly Bill No. 1577
Assembly Bill No. 1662
Assembly Bill No. 1804
Assembly Bill No. 1805
Assembly Bill No. 1809
Assembly Bill No. 1892
Assembly Bill No. 1894
Assembly Bill No. 1927
Assembly Bill No. 2334
Assembly Bill No. 2363
Assembly Bill No. 2374
Assembly Bill No. 2410
Assembly Bill No. 2421
Assembly Bill No. 2445
Assembly Bill No. 2469

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 232—An act to repeal Sections 31734, 31735, and 31736 of the Government Code, relating to the County Employees' Retirement Law of 1937.

Referred to Committee on Local Government.

Assembly Bill No. 256—An act to amend Section 31625 of, and to add Section 31625.1 to, the Government Code, relating to the County Employees' Retirement Law of 1937.

Referred to Committee on Local Government.

Assembly Bill No. 424—An act to amend Section 25450.4 of the Government Code, relating to contracts for the construction, alteration or repair of county buildings.

Referred to Committee on Local Government.

Assembly Bill No. 903—An act to add Section 75083 to the Government Code, relating to retired judges acting as referees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 938—An act to amend Sections 1563 and 1576, Military and Veterans Code, relating to preparation for and mitigation of disasters and damage caused by disasters.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 968—An act to repeal Article 8 (commencing at Section 32080) of Chapter 4 of Part 3 of Division 4 of Title 3 of the Government Code, relating to the retirement of county peace officers.

Referred to Committee on Local Government.

Assembly Bill No. 969—An act to amend Section 31760.1 of the Government Code, relating to the retirement of county employees.

Referred to Committee on Local Government.

Assembly Bill No. 1058—An act to add Section 31809.5 to the Government Code, relating to pension determination formulas for members of county retirement systems.

Referred to Committee on Local Government.

Assembly Bill No. 1135—An act to amend Section 7050 of, and to add Section 7054 to, the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 1569—An act to amend Section 31671 of the Government Code, relating to retirement for county employees.

Referred to Committee on Local Government.

Assembly Bill No. 1573—An act to amend Sections 31461.1, 31558.1, 31620.1, 31630.1, 31639.15, 31700, 31701, 31721.5, and 31780.5 of the Government Code, relating to retirement systems.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1574—An act to amend Section 1372 of the Financial Code, relating to investment of funds of retirement systems.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1575—An act to amend Sections 31652, 31652.2 and 31726 of the Government Code, relating to county retirement systems.

Referred to Committee on Local Government.

Assembly Bill No. 1576—An act to amend Section 31592 of, and to add Sections 31592.2 and 31726.6 to, the Government Code, relating to retirement systems.

Referred to Committee on Local Government.

Assembly Bill No. 1577—An act amending Sections 31460, 31527, 31602, 31680, 31720, 31765, 31765.1, 31780 and 31787 of, repealing Sections 31646 and 31720.2 of, and adding Sections 31481, 31681.4, and 31739.2, to, the Government Code, relating to county retirement systems.

Referred to Committee on Local Government.

Assembly Bill No. 1662—An act to add Article 13.5 (commencing at Section 997) to Chapter 1, Part 2, Division 1 of the Insurance Code, relating to the reserves of disability insurers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1804—An act to amend Section 31787 of the Government Code, relating to county employees' retirement.

Referred to Committee on Local Government.

Assembly Bill No. 1805—An act to amend Section 31727.4 of the Government Code, relating to county employees' retirement.

Referred to Committee on Local Government.

Assembly Bill No. 1809—An act to amend Section 576 of, and to repeal Section 686 of, the Vehicle Code, and to amend Section 22452 of,

and to repeal Section 22455 of, the Vehicle Code as proposed by Assembly Bill No. 5, relating to the stopping of vehicles at railroad grade crossings.

Referred to Committee on Transportation.

Assembly Bill No. 1892—An act to repeal Section 31805, and to add Section 31805.1, 31815, 31816, and 31816.1 to, the Government Code, relating to the County Employees Retirement Law of 1937.

Referred to Committee on Local Government.

Assembly Bill No. 1894—An act to amend Section 31591 of, and to add Section 31781.2 to, the Government Code, relating to retirement allowances payable under the County Employees Retirement Law of 1937.

Referred to Committee on Local Government.

Assembly Bill No. 1927—An act to add Section 21369 to, and to amend Section 21403 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicle speed signs.

Referred to Committee on Transportation.

Assembly Bill No. 2334—An act to repeal Section 32958 of the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Assembly Bill No. 2363—An act to add Chapter 2.5 (commencing at Section 32500) to Part 8 of Division 12 of the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 2374—An act to add Section 53064 to the Government Code, relating to publicly owned public utilities.

Referred to Committee on Public Utilities.

Assembly Bill No. 2410—An act to amend Section 28133 of the Government Code, relating to compensation for public service in counties of the thirty-third class.

Referred to Committee on Local Government.

Assembly Bill No. 2421—An act to add Section 4014 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to registration of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2445—An act to amend Section 17153 of, and to add Section 17154 to, the Education Code as enacted at the 1959 Regular Session, relating to deposit and control of school district funds.

Referred to Committee on Local Government.

Assembly Bill No. 2469—An act to add Section 20567.4 to, and to amend Sections 20583, 21704, and 22301 of, the Government Code, relating to school district employees.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 115

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 115—Relative to the construction of a freeway through the City of Concord.

Referred to Committee on Transportation.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried. Time, 3.15 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 233—An act to repeal Chapter 4 (commencing at Section 6961) of Part 2, Division 6 of, to amend Section 6991 of, and to add Section 6996 to, the Public Resources Code, relating to state streams, lakes, and lands;

Senate Bill No. 635—An act to add Section 242a to the Code of Civil Procedure, relating to grand juries;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-first day of May, 1959, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 610
Senate Bill No. 1194
Senate Bill No. 1233
Senate Bill No. 1238
Senate Bill No. 1302

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 101
Senate Bill No. 511
Senate Bill No. 915
Senate Bill No. 997
Senate Bill No. 998
Senate Constitutional Amendment No. 20

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Fish and Game

SENATE CHAMBER, May 19, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 2236

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 21, 1959

MR PRESIDENT: The Committee on Finance, to which were referred:

Assembly Bill No. 1172
Assembly Bill No. 1177

Has had the same under consideration, and reports the same back without recommendation.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 102
Senate Bill No. 508
Senate Bill No. 948
Senate Bill No. 1065

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 122
Senate Bill No. 611
Senate Bill No. 1049
Senate Bill No. 87
Assembly Bill No. 2368

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 587

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 813
Senate Bill No. 914
Senate Bill No. 1111
Senate Bill No. 1177
Assembly Bill No. 140
Assembly Bill No. 885
Assembly Bill No. 970
Assembly Bill No. 990
Assembly Bill No. 1194

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 423

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 717
Senate Bill No. 718
Senate Bill No. 888
Senate Bill No. 987
Senate Bill No. 1137
Senate Bill No. 1144
Senate Bill No. 1158
Senate Bill No. 1176
Senate Bill No. 1182
Assembly Bill No. 462
Assembly Bill No. 463
Assembly Bill No. 464
Assembly Bill No. 465
Assembly Bill No. 622
Assembly Bill No. 662
Assembly Bill No. 817
Assembly Bill No. 872
Assembly Bill No. 1016
Assembly Bill No. 1050
Assembly Bill No. 1100
Assembly Bill No. 1353
Assembly Bill No. 1537
Assembly Bill No. 1845
Assembly Bill No. 1976
Assembly Bill No. 1986

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Assembly Bill No. 1998
Assembly Bill No. 2171

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 1005
Senate Bill No. 1042
Senate Bill No. 1179
Senate Bill No. 1222
Senate Bill No. 1223
Senate Bill No. 1225
Senate Bill No. 1485
Senate Bill No. 1130
Assembly Bill No. 541
Assembly Bill No. 557
Assembly Bill No. 1085
Assembly Bill No. 1090
Assembly Bill No. 1378
Assembly Bill No. 1770
Assembly Bill No. 1819
Assembly Bill No. 1820
Assembly Bill No. 1822
Assembly Bill No. 1824
Assembly Bill No. 1825
Assembly Bill No. 1993
Assembly Bill No. 2066
Assembly Bill No. 2281

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 1041
Senate Bill No. 1344
Senate Bill No. 985
Assembly Bill No. 83
Assembly Bill No. 156
Assembly Bill No. 466
Assembly Bill No. 1726
Assembly Bill No. 1989

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Assembly Bill No. 1084
Assembly Bill No. 1458

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bill's ordered to second reading.

SENATE CHAMBER, May 20, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1188
Assembly Bill No. 579

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 795

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

TEALE, Chairman

Above reported bill ordered to Committee on Finance.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 1050
Senate Bill No. 1162
Senate Bill No. 1175
Senate Bill No. 1181
Senate Bill No. 1359
Assembly Bill No. 871
Assembly Bill No. 1982

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 1908

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Assembly Bill No. 708
Assembly Bill No. 2277

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 574

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 2142

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 2174

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HOLMDAHL, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 204
Senate Bill No. 811
Senate Bill No. 1236
Assembly Bill No. 135
Assembly Bill No. 326
Assembly Bill No. 1141
Assembly Bill No. 1142
Assembly Bill No. 1409

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the consent calendar.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 1138
Assembly Bill No. 1139
Assembly Bill No. 1775
Assembly Bill No. 1776
Assembly Bill No. 2054

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

Committee on Labor

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 723

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 723

Senator Holmdahl moved that Senate Bill No. 723 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 723—An act to add Section 1420.5 to the Labor Code, relating to fair employment practices.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, after "to", insert "unlawful employment practices and other".

Amendment No. 2

On page 1, line 14, after "person", insert ", and all of the provisions of this part shall apply to the matters provided for in this section".

Amendment No. 3

On page 1, strike out lines 15 to 19, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1116

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 1116

Senator Montgomery moved that Senate Bill No. 1116 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1116—An act to amend Section 1191 of, and to add Sections 1190.5, 1222, 1223, and 1224 to, the Agricultural Code, relating to marketing of agricultural products.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate May 13, 1959, strike out "interferes with or", and insert "expressly".

Amendment No. 2

On page 1, line 8, after "association", insert ", or provides for the termination of the contract if the producer is, or becomes, a member of a co-operative bargaining association,".

Amendment No. 3

On page 2, strike out lines 36 to 38, inclusive.

Amendment No. 4

On page 2, line 39, strike out "(e)", and insert "(d)".

Amendment No. 5

On page 2, line 45, strike out "or the threatened violation".

Amendment No. 6

On page 2, line 48, after "occurs", insert a period, and strike out "or is about to"

Amendment No. 7

On page 2, strike out line 49.

Amendment No. 8

On page 3, strike out lines 1 to 7, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 1425

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 1425

Senator Holmdahl moved that Senate Bill No. 1425 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1425—An act to add Section 729.5 to the Public Utilities Code, relating to rates.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "expense", and insert "expenses".

Amendment No. 2

On page 1, line 9, after "any", insert "such".

Amendment No. 3

On page 1, line 9, strike out "because", and insert a period.

Amendment No. 4

On page 1, strike out lines 10 to 12, inclusive.

Amendment No. 5

On page 1, line 18, strike out the comma, and insert a period.

Amendment No. 6

On page 1, strike out lines 19 to 22, inclusive.

Amendment No. 7

On page 2, strike out lines 1 to 6, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 1004
Assembly Bill No. 2023

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1004

Senator Murdy moved that Senate Bill No. 1004 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1004—An act to add Section 11506.5 to the Business and Professions Code, relating to subdivision maps.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections".

Amendment No. 2

In line 1 of the title, after "11506.5", insert ", 11506.6, and 11506.7".

Amendment No. 3

On page 1, line 9, strike out "recreational, and drainage", and insert "and recreational".

Amendment No. 4

On page 1, after line 10, insert

"SEC. 2. Section 11506.6 is added to said code, to read:

11506.6. A local ordinance may provide for the assessment of a reasonable fee payable at the time of the approval of the final map of any subdivision for each lot in the subdivision to be paid into a special fund in the treasury of the city or county to be used and expended solely for the purpose of acquiring and constructing drainage facilities which are or will be necessary as a result of the development of the subdivision.

SEC. 3. Section 11506.7 is added to said code, to read:

11506.7. Nothing in this chapter shall be construed to prevent or prohibit counties and cities from enacting local ordinances under the police power for the purpose of providing recreation, drainage, and other facilities for the public health, safety, and welfare which have become necessary due to the development of such subdivisions, and from imposing reasonable fees upon subdivisions therefor."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND ASSEMBLY BILL NO. 2023

Senator Johnson moved that Assembly Bill No. 2023 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2023—An act to add Article 11 (commencing at Section 11640) to Chapter 2 of Part 2 of Division 4 of the Business and Professions Code, relating to subdivision maps.

Bill read second time.

Motion to Amend

Senator Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Assembly May 11, 1959, after "date", insert "of this section".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 688

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 688

Senator Short moved that Senate Bill No. 688 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 688—An act to amend Section 5003 of the Public Utilities Code, relating to transportation fees, to take effect immediately, tax levy.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 12, 1959, strike out lines 23 to 28, inclusive, and insert

"SEC. 3. This act shall be operative until July 1, 1964, at which time Section 5003 of the Public Utilities Code is repealed."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which were referred:

Assembly Bill No. 2331
Assembly Bill No. 1787

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2331

Senator Thompson moved that Assembly Bill No. 2331 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2331—An act to amend Sections 8250, 8825, 8826, 8827, and 8828 of the Health and Safety Code, relating to cemeteries.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 8, 1959, strike out "8250,".

Amendment No. 2

On page 1, strike out lines 1 to 16, inclusive, and insert

"SECTION 1. Section 8825 of the Health and Safety Code is amended to read:".

Amendment No. 3

On page 2, line 1, strike out "copings and improve-"; strike out lines 2 to 7, inclusive, and insert "such copings, improvements, and embellishments which the governing board finds to be a threat or danger to the health, safety, comfort, or welfare of the public."

Amendment No. 4

On page 2, line 8, strike out "SEC. 3", and insert "SEC. 2".

Amendment No. 5

On page 2, line 13, strike out "may"; strike out lines 14 to 17, inclusive; and in line 18, strike out "bery", and insert "will remove such copings, improvements, and embellishments which are found to be a threat or danger to the health, safety, comfort, or welfare of the public".

Amendment No. 6

On page 2, line 22, strike out "SEC. 4", and insert "SEC. 3".

Amendment No. 7

On page 2, line 25, strike out "may remove the existing copings"; strike out lines 26 to 29, inclusive, and insert "shall remove such copings, improvements, and embellishments which have been found to be a threat or danger to the health, safety, comfort, or welfare of the public."

Amendment No. 8

On page 2, line 30, strike out "SEC. 5", and insert "SEC. 4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

MOTION TO AMEND ASSEMBLY BILL NO. 1787

Senator Thompson moved that Assembly Bill No. 1787 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1787—An act to add Chapter 7.5 (commencing at Section 28350) to Division 21 of the Health and Safety Code, relating to warehouse sanitation.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, as amended in Assembly April 22, 1959, strike out "for others than the owners of the enclosure", and insert ", except privately owned enclosures in which an individual stores food or food materials for his own or his family's consumption".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 1285

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1285

Senator Regan moved that Senate Bill No. 1285 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1285—An act to amend Sections 6851, 6852, 6857, 6870, 6875, 6877, 6880, 6885, 6886, 6887, 6888, 6889, 6890, 6891, 6892, 6895, 6900, 6901, 6902, 6905, 6906, 6907, 6909, 6910, 6911, 6912, 6913, 6914, 6915, 6916, 6921, 6922, 6923, 6925, 6930, 6931, 6947, 6948, 6949, 6950, 6051, 6955, and 6956 of, and to amend and renumber Sections 6863, 6866, and 6867 of, and to add Sections 6854, 6855, 6860, 6861, 6865, 6865.5, 6866, 6866.5, 6867, 6867.5, 6868, 6868.5, 6873, 6876, 6876.1, 6876.2, 6878, 6878.1, 6886.1, 6906.1, 6916.1, 6925.1, 6947.1, 6949.1, and 6949.2 to, and Articles 5.5 (commencing at Section 6894) and 6.5 (commencing at Section 6904) to Chapter 8 of Division 3 of, and to repeal Sections 6854, 6855, 6860, 6861, 6862, 6864, 6864.5, 6865, 6876, 6878, 6879, 6920, 6926, 6945, and 6946 of, the Business and Professions Code, relating to collection agencies.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "6850".

Amendment No. 2

In line 2 of the title, after "6880," insert "6881,".

Amendment No. 3

In line 7 of the title, after "6854," insert "6854.5,".

Amendment No. 4

In line 8 of the title, strike out "6873,".

Amendment No. 5

In line 13 of the title, after "6865," insert "6872,".

Amendment No. 6

In line 13 of the title, strike out "6920,".

Amendment No. 7

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 6850 of the Business and Professions Code is amended to read:

6850. *This chapter of the Business and Professions Code constitutes the chapter on collection agencies. It may be cited as the "Collection Agency Act."*

The following terms as used in this chapter have the meanings expressed in this article.

SEC. 1.5. Section 6851 of said code is amended to read:".

Amendment No. 8

On page 2, between lines 11 and 12, insert

"(g) "Manager" means a qualified person."

Amendment No. 9

On page 3, strike out lines 8 to 10, inclusive.

Amendment No. 10

On page 3, line 11, strike out "(h)", and insert "(g)".

Amendment No. 11

On page 3, line 14, strike out "(i)", and insert "(h)".

Amendment No. 12

On page 3, line 16, strike out "(j)", and insert "(i)".

Amendment No. 13

On page 3, between lines 17 and 18, insert

"'Collection agency" does not include any bank subject to the jurisdiction of the Superintendent of Banks of the State of California or the Comptroller of Currency of the United States.

SEC. 4.5. Section 6854.5 is added to said code, to read:

6854.5. Nothing contained in this chapter shall apply to any officer or director of a merchant-owned credit association or a member-owned nonprofit corporation who does not act in a managerial capacity and who receives no compensation for his services as such officer or director in excess of fifty dollars ($50) per month."

Amendment No. 14

On page 3, line 29, strike out "or its", and strike out lines 30 to 33, inclusive, and insert a period.

Amendment No. 15

On page 3, line 34, strike out "6.", and insert "6.5."

Amendment No. 16

On page 3, line 49, strike out "may appoint", and insert "shall appoint, subject to confirmation by the Senate,".

Amendment No. 17

On page 3, after line 52, insert

"Before a chief is appointed the Governor shall give due consideration to any person or persons recommended by the board."

Amendment No. 18

On page 7, line 8, after the period, insert "All meetings of the board shall be open and public."

Amendment No. 19

On page 7, line 42, after "the", insert "director or the".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 20

On page 8, strike out lines 3 to 7, inclusive, and insert

"SEC. 24. Section 6872 of said code is repealed:

[6872. Nothing in this chapter authorizes or empowers a collection agency to practice law either directly or indirectly.]

[No collection agency shall bring a suit on any claim assigned to it in its own name as the real party in interest in any court unless it appears by a duly authorized and licensed attorney at law; nor shall any appearance be made in any court by a collection agency unless made by a duly authorized and licensed attorney at law.]

Amendment No. 21

On page 8, between lines 22 and 23, insert

"No license shall be issued in any fictitious name which may be confused with or which is similar to any federal, state, county, or municipal governmental function or agency, or in any name which may tend to describe any business function or enterprise not actually engaged in by the applicant, or in any name which is the same as or so similar to that of any existing licensee as would tend to deceive the public, or in any name which would otherwise tend to be deceptive or misleading. The foregoing shall not necessarily preclude the use of a name which may be followed by a geographically descriptive title which would distinguish it from a similar name licensed but operating in a different geographical area."

Amendment No. 22

On page 8, strike out lines 45 to 52, inclusive.

Amendment No. 23

On page 9, strike out lines 1 to 22, inclusive, and insert

"SEC. 27. Section 6876 is added to said code, to read:

6876. Each individual applicant for examination and each manager, partner of a partnership and officer of a corporation, or unincorporated association, shall submit with the application two personal identification cards provided by the director upon which shall appear a photograph taken within one year immediately preceding the date of the filing of the application together with two legible sets of fingerprints and personal description of each such person respectively.

Each individual licensee and each manager, partner of a partnership and officer of a corporation, or unincorporated association, licensed at the effective date of this chapter shall comply with the provisions of this section within 90 days after the effective date of this chapter."

Amendment No. 24

On page 9, between lines 22 and 23, insert

"Any person who knowingly falsifies the fingerprints or photographs submitted under this section is guilty of a felony."

Amendment No. 25

On page 9, strike out line 23, and insert

"SEC. 28. Section 6876.1 is added to said code, to read:".

Amendment No. 26

On page 9, line 24, strike out "6876.2", and insert "6876.1".

Amendment No. 27

On page 9, line 28, after "partners," insert "and".

Amendment No. 28

On page 9, between lines 31 and 32, insert

"SEC. 29. Section 6876.2 is added to said code, to read:

6876.2. If the applicant for license is an individual the application shall state the full residence address of the applicant and that the applicant is to be personally and actively in charge of the business for which the license is sought, or if any other qualified person is to be actively in charge of such business, the application shall so state and set forth the name of such person.

The application shall also state whether the applicant has ever used an alias and whether the applicant has ever been adjudged a bankrupt or made an assignment for the benefit of his creditors.

The application shall be subscribed and verified by the applicant and if any other person is to be actively in charge of such business the application shall also be subscribed and verified by such person."

Amendment No. 29

On page 9, strike out lines 33 to 40, inclusive, an insert

"6877. If the applicants for license are copartners, the appli-".

Amendment No. 30

On page 10, line 40, after "trustees", insert "named therein".

Amendment No. 31

On page 11, line 16, strike out "two thousand dollars ($2,000)". and insert "three thousand five hundred dollars ($3,500)".

Amendment No. 32

On page 11, between lines 25 and 26, insert

"SEC. 35.5. Section 6881 of said code is amended to read:

6881. All applicants shall be examined concerning their competency, experience, character and qualifications by the [board] *director*; and the [board] *director* or the chief may take testimony of anyone in regard thereto under oath, which each may administer."

Amendment No. 33

On page 12, line 32, strike out "1202.4", and insert "1203.4".

Amendment No. 34

On page 14, strike out line 26, and insert "ployee, other than his true name,".

Amendment No. 35

On page 14, line 31, strike out "that by which he is currently known", and insert "his true name".

Amendment No. 36

On page 16, strike out lines 11 to 23, inclusive, and insert

"6895. The applicant for a license shall file with the director concurrently with the application for license a bond in the penal sum of five thousand dollars ($5,000).

A licensee desiring a continuation of license shall, concurrently with the application for continuation thereof, file with the director a certificate continuing the original bond in full force and effect for the period for which the continuation of license is sought in the penal sum of five thousand dollars ($5,000) if, at the time of the filing of such application, the licensee has in his employ five (5) employees, or less, and in the penal sum of ten thousand dollars ($10,000) if, at the time of the filing of such application, the licensee has in his employ six (6) employees, or more. The five thousand dollar ($5,000) bond of any licensee shall be increased to ten thousand dollars ($10,000) at any time when he has in his employ six (6) employees, or more. The ten thousand dollar ($10,000) bond of any licensee shall be decreased to five thousand dollars ($5,000) at any time when he has in his employ five (5) employees, or less.

The bond, in any of the cases hereinbefore provided in this section, shall run to the people of the State of California and the bond or certificate of continuance thereof shall be executed and acknowledged by the applicant or licensee as principal and by an admitted surety insurer as surety."

Amendment No. 37

On page 17, line 11, after "has", insert "wrongfully".

Amendment No. 38

On page 19, between lines 5 and 6, insert

"6904.6. At the time of his appointment, the conservator shall be required to post a bond with the director in such amount and upon such conditions as the director may prescribe."

Amendment No. 39

On page 20, strike out lines 37 to 52, inclusive; and on page 21, strike out lines 1 to 5, inclusive, and insert

"6912. A licensee may remove his place of business from the street address stated in the license to another street address within the same city, or city and county, by giving notice thereof to the director in writing at least ten (10) days prior to such removal. Upon receipt of such notice the director shall enter the change in his records. A licensee desiring to remove his place of business from the street address stated in the license to another address outside of the city, or city and county, or to make any change of the business name therein shown, shall file a written application therefor with the director.

If the director approves the application, the license shall be forwarded to the director, together with the duplicate license fee. The director shall then enter the change in his records, retain and file the surrendered license, and issue to the licensee a duplicate license setting forth the new name or address, or both, but bearing the same date and number as the surrendered license, and bearing in conspicuous type the word "duplicate"."

Amendment No. 40

On page 23, strike out line 8.

Amendment No. 41

On page 23, line 17, after "1941", insert ", whether a main or branch office,".

Amendment No. 42

On page 27, strike out lines 19 and 20, and insert

"(j) Use any name while engaged in the collection of claims, other than his true name, except under conditions prescribed by rules and regulations adopted by the director."

Amendment No. 43

On page 27, strike out lines 22 to 27, inclusive, and insert

"6947.1. Where, in any agreement in writing any reference is made to "costs of collection" or "collection costs" or words of similar import, such costs shall not be construed to be the fee, remuneration, or any part thereof, charged by a collection agency to its customer; and no collection agency shall attempt to, or collect, any such fee from the obligor in such agreement as any part of its fee or remuneration."

Amendment No. 44

On page 27, strike out lines 29 to 39, inclusive, and insert

"6948. The director may suspend or revoke a license issued under this chapter if he determines that the licensee or his manager, if an individual, or if the licensee is a person other than an individual, that any of its officers, partners, or its manager, knowingly employed or has in his employment, any person who:

(a) Has failed to comply with the provisions of Article 5.5 (commencing at Section 6894) of Chapter 8 of Division 3.

(b) Has had a registration suspended or revoked under the provisions of Article 5.5 (commencing at Section 6894) of Chapter 8 of Division 3.

(c) Has been denied a registration under the provisions of Article 5.5 (commencing at Section 6894) of Chapter 8 of Division 3."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 1405

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1405

Senator Rodda moved that Senate Bill No. 1405 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1405—An act to amend Section 7397 of the Business and Professions Code, relating to the practice of cosmetology.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "required", insert "or permitted".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 1077

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 1077

Senator Shaw moved that Senate Bill No. 1077 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1077—An act to add Section 2166 to the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Motion to Amend

Senator Shaw moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate May 7, 1959, strike out "A", and insert "An unencumbered".

Amendment No. 2

On page 1, line 6, strike out "such".

Amendment No. 3

On page 1, line 6, strike out "a", and insert "no".

Amendment No. 4

On page 1, lines 6 and 7, strike out "of one thousand dollars ($1,000) or less".

Amendment No. 5

On page 1, line 10, strike out "in excess of", and strike out line 11.

Amendment No. 6

On page 1, between lines 14 and 15, insert

"$500 or less ---------- $1
501-1,000 ---------- 2".

Amendment No. 7

On page 1, line 16, strike out "$3", and insert "3".

Amendment No. 8

On page 1, strike out lines 23 and 24, and insert

"4,001 or over ---------- 9".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 872—An act to add Section 1393 to the Water Code, relating to reservation of jurisdiction by the State Water Rights Board.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title, of the printed bill, strike out "1393", and insert "1394".

Amendment No. 2

On page 1, line 1, strike out "1393", and insert "1394".

Amendment No. 3

On page 1, line 3, strike out "1393", and insert "1394".

Amendment No. 4

On page 1, line 3, after "jurisdiction", insert "in whole or in part".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1284—An act to amend Sections 7504, 7512, 7514, 7521, 7522, 7525, 7526, 7528, 7533, 7534, 7538, 7540, 7551, 7553, 7553.1, 7560, and 7580 of, and to add Sections 7523.1, 7526.1, 7526.2, 7526.3, 7526.4, 7536, 7538.1, and 7538.2 to, and Article 3.5 (commencing at Section 7544) to Chapter 11 of Division 3 of, and to repeal Sections 7536 and 7552 of, the Business and Professions Code, relating to private investigators and adjustors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 4, between lines 9 and 10 of the printed bill, insert

"(j) Any bank subject to the jurisdiction of the Superintendent of Banks of the State of California or the Comptroller of Currency of the United States."

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 1284

Amendment No. 1

On page 7, line 9, of the printed bill, strike out "a licensee", and insert "private investigator, insurance adjuster, and repossessor licensees".

Amendment No. 2

On page 7, between lines 23 and 24, insert

"(h) No private patrol licensee, or officer, director, partner, manager, or employee of a private patrol licensee shall use a badge, except while engaged in guard or patrol work and while wearing a uniform.

(i) No licensee shall appear as an assignee party in any proceeding involving claim and delivery, replevin, or other possessory action, action to foreclose a chattel mortgage, mechanic's lien, materialman's lien, or any other lien."

Amendment No. 3

On page 9, line 42, strike out "30", and insert "90".

Amendment No. 4

On page 9, strike out lines 44 to 50, inclusive, and insert

"7544.18. A licensee who contemplates the employment of nonresident insurance adjusters for the purpose of investigating or adjusting catastrophe losses as described in Section 7544.17 shall notify the director of this fact and shall supply the director with all available facts regarding the emergency or catastrophe. Said notification shall be submitted to the director within 24 hours after it is known that nonresident adjusters will be used for investigating and adjusting such losses. The director may prohibit or restrict such employment if he finds that an emergency or catastrophe does not, in fact, exist."

Amendment No. 5

On page 12, line 34, strike out "employee", and insert "person".

Amendment No. 6

On page 12, line 35, after "or", strike out the balance of the line, and insert "photographs submitted under subdivision (f) of Section 7525 or under Section 7544.14 is".

Amendment No. 7

On page 12, line 36, after "the", insert "other".

Amendment No. 8

On page 13, line 20, strike out "(h)", and insert "(j)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Business and Professions.

Senate Bill No. 1214—An act to amend Section 9802 of the Education Code, and amend Section 6904 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to education of mentally retarded minors, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1212—An act to amend Section 19577 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read second time, ordered engrossed, and to Consent Calendar.

Motion to Re-refer Senate Bill No. 1212

Senator Burns moved that Senate Bill No. 1212 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1227—An act to amend Sections 15007, 19577, and 19632 of, and to add Section 19559.5 to, the Education Code as enacted at the 1959 Regular Session, and to amend Section 11544 of the Business and Professions Code, relating to the management and disposition of school district properties.

Bill read second time.

Motion to Re-refer Senate Bill No. 1227

Senator Burns moved that Senate Bill No. 1227 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 603—An act to repeal Section 23363 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Senate Bill No. 1147—An act to amend Section 20831 of, and to add Section 20831.2 to, the Government Code, relating to State Employees' Retirement System.

Bill read second time.

Motion to Re-refer Senate Bill No. 1147

Senator Burns moved that Senate Bill No. 1147 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1328—An act to add Sections 20004.5, 20004.6, 20031.5, 20031.6, 20124.5, 20497, 20498, 20601.5, 20989, 21251.14, 22153, 22213, and 22550.5 to, to amend Section 22009.1 of, and to repeal Part

3.5 (commencing at Section 21600) of Division 5, Title 2, of the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1349—An act to amend Section 24046 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1373—An act to add Section 25658.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 121—An act to amend Section 69595 of the Government Code, relating to the superior court in San Diego County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 142—An act to add Section 69613 to the Government Code, relating to the number of judges of the Superior Court of the County of San Luis Obispo.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1157—An act to amend Section 13963 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to membership in the State Teachers' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1178—An act to repeal Sections 19480.2, and 19480.3 of the Business and Professions Code, relating to horse racing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 543—An act to amend Section 25752 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in the Senate on March 20, 1959, after the word "beverages", insert ", except wine,".

Amendment No. 2

On page 1, line 22, after "beverages", insert ", except wine,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 403—An act to add Article 4 (commencing with Section 11190) to Chapter 2 of Title 1 of Part 4 of the Penal Code, relating to disposition of prisoners, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 7, line 33, of the printed bill, as amended in Senate May 14, 1959, after the period, insert "Such contracts may authorize confinement of inmates in, or transfer of inmates from, only such institutions in this State as are under the jurisdiction of the Department of Corrections, and no such contract may provide for transfer out of this State of any person committed to the custody of the Director of the Youth Authority."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1148—An act to add Section 1506.7 to the Welfare and Institutions Code, relating to aid to needy children.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "such assistance", and insert "assistance provided for under Section 1501.5 of the Welfare and Institutions Code".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 1148

Amendment No. 1

In the heading of the printed bill, immediately below "Introduced by Senator Cobey", insert "(Co-authored by Assemblymen Winton, Mulford, and Masterson)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1150—An act to add Section 1550.1 to the Welfare and Institutions Code, relating to needy children.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In the heading of the printed bill, immediately below "Introduced by Senator Cobey", insert "(Co-authored by Assemblymen Winton, Mulford, and Masterson)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1151—An act to repeal Section 1508 of, and add Section 1500.1 to the Welfare and Institutions Code, relating to aid to needy children.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In the heading of the printed bill, immediately below "Introduced by Senator Cobey", insert "(Co-authored by Assemblymen Winton, Mulford, and Masterson)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1154—An act to add Section 1506.6 to the Welfare and Institutions Code, relating to aid to needy children.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In the heading of the printed bill, immediately below "Introduced by Senator Cobey", insert "(Co-authored by Assemblymen Winton, Mulford, and Masterson)".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 1154

Amendment No. 1

On page 1, line 5, of the printed bill, after the first "aid", insert a comma.

Amendment No. 2

On page 1, line 6, after "entitled", insert a comma.

Amendment No. 3

On page 1, line 7, after "entitled", insert a comma.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1159—An act to amend Section 1500 of the Welfare and Institutions Code, relating to needy children.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In the heading of the printed bill, immediately below "Introduced by Senator Cobey", insert "(Co-authored by Assemblymen Winton, Mulford, and Masterson)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1208—An act to amend Section 25502 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 11, of the printed bill, after "wholesaler", insert "in counties not to exceed 15,000 population".

Amendment No. 2

On page 1, line 16, after "entity.", insert "Where both licenses are simultaneously transferred to an individual, individuals, partnership, corporation or other legal entity, the transfer shall be a person to person transfer only."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1230—An act to amend Sections 92.7 and 92.8 of the Agricultural Code, and Sections 19624 and 19626 of the Business

and Professions Code, relating to fairs and the Fair and Exposition Fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 5, line 19, of the printed bill, strike out "92", and insert "92.6".

Amendment No. 2

On page 5, lines 50 and 51, strike out "years, as follows:", and insert "years".

Amendment No. 3

On page 6, strike out lines 1 to 10, inclusive, and insert "in such".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1240—An act to add Section 5005.7 to the Elections Code, relating to ballot measures.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 3, of the printed bill, after "person", insert ", other than a public officer in the performance of official duty,".

Amendment No. 2

On page 1, line 10, strike out "name", and insert "names and residence addresses".

Amendment No. 3

On page 1, line 10, after "names", insert "and residence addresses".

Amendment No. 4

On page 1, after line 15, insert "This section shall not apply to strips designed for attachment to the bumpers of automobiles."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1167—An act to add Chapter 21 (commencing at Section 6000) to Division 6 of the Agricultural Code, relating to milk.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 14 of the printed bill, strike out lines 15 to 27, inclusive, and on line 28, strike out "6177", and insert "6175".

Amendment No. 2

On page 14, strike out lines 38 to 52, inclusive; and on page 15, strike out lines 1 to 5, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1210—An act to amend Sections 207 and 209 of, and to add Sections 209.1 and 209.5 to, the Penal Code, relating to kidnaping.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Sections 209.1 and", and insert "Section".

Amendment No. 2

On page 1, strike out lines 22 to 24, inclusive, and insert

"1. Forcibly steals, takes, or arrests any person in this State unlawfully, and causes him to be removed either out of, or into, the confines of an enclosure such as a dwelling, apartment building, or other building or a vehicle or other clearly definable enclosure. This paragraph is intended to preclude from the definition of kidnaping insubstantial movements of victims;".

Amendment No. 3

On page 2, strike out lines 35 to 38, inclusive.

Amendment No. 4

On page 2, line 39, strike out "SEC. 4", and insert "SEC. 3".

Amendment No. 5

On page 2, lines 40 and 41, strike out "or Section 209.1".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Judiciary.

Senate Bill No. 556—An act to amend Section 216 of the Labor Code, relating to failure to pay wages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 262—An act to amend Sections 74502, 74503, 74504 and 74504.5, and to repeal Section 74516 of the Government Code, relating to the Municipal Court in the City and County of San Francisco.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 620—An act to add Section 5008.5 to the Public Resources Code, relating to the Division of Beaches and Parks.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 666—An act to amend Section 1417, and to repeal Section 1418 of, and to add Sections 1418 and 1418.5 to, the Penal Code, relating to disposal of exhibits in criminal cases.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1044—An act to amend Section 5050.3 of the Welfare and Institutions Code, relating to emergency commitments of mentally ill persons.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1045—An act to amend Section 700 of the Welfare and Institutions Code, relating to the jurisdiction of the juvenile court.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1055—An act to add Section 1885 to the Code of Civil Procedure, relating to interpreters for deaf parties in civil and criminal actions and proceedings, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Motion to Retain Place on File

Senator O'Sullivan moved that Senate Bill No. 1055 be passed on file and retain its place.

Motion carried.

Senate Bill No. 1104—An act to add Section 5259.5 to the Welfare and Institutions Code, relating to the commitment of feeble-minded persons.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 3, 4a and 15 of Article VI, relating to the elimination of obsolete or superseded language affecting the courts of the State.

Resolution read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 71—An act to add Section 183 to the Civil Code, relating to recovery for loss of consortium.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 11 and 12, of the printed bill, strike out "The judge or jury which awards damages for loss of consortium must specify the amount of damages so awarded.".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 84—An act to amend Section 731a of the Code of Civil Procedure, relating to industrial nuisances.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate May 7, 1959, strike out "except in an action to abate a public nui-"; and strike out lines 7 and 8; and on line 9, strike out "enforce its regulations,".

Amendment No. 2

On page 1, line 15, after the period, insert "This section shall not apply to an action to abate a public nuisance brought in the name of the people of the State of California or an action by an air pollution control district to enforce its regulations."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 234—An act to add Chapter 2.5 (commencing at Section 1203.50) to Title 4, Part 3 of the Code of Civil Procedure, relating to oil and gas liens.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 36, of the printed bill, as amended in Senate April 28, 1959, strike out "rising", and insert "arising".

Amendment No. 2

On page 3, line 37, strike out ". the lien"; and strike out lines 38 to 40, inclusive, and insert "except that liens of persons for the performance of labor shall be preferred to all other liens arising by virtue of this chapter."

Amendment No. 3

On page 3, line 44, strike out "statement verified by affidavit", and insert "verified statement".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 936—An act to add Section 703 to the Welfare and Institutions Code, relating to authorization of medical, surgical, dental, or other remedial care for minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate May 11, 1959, strike out "The", and insert "Except in cases of extreme emergency or in cases where the probation officer cannot, with reasonable diligence, locate the parent or guardian, the".

Amendment No. 2

On page 1, strike out lines 20 to 22, inclusive, and insert "vided, and if the parent or guardian objects, such care shall be".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1243—An act to amend Section 24455 of, and to add Section 24456 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to student housing facilities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 24455 of, and to".

Amendment No. 2

On page 1, strike out lines 1 to 11, inclusive, and insert

"SECTION 1. Section 24456 is added to the Education Code, as enacted by the Legislature at its 1959 Regular Session, to read:".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1639—An act to amend Section 21407 of, and to add Sections 21407.5, and 21407.6 to, the Public Utilities Code, relating to the use of intoxicating liquor, and drugs by the operators of aircraft.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities:

Amendment No. 1

On page 2, lines 1 and 2, of the printed bill, strike out ", narcotics, or other habit-forming drug", and insert "or narcotics".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1083—An act to amend Section 13092 of the Education Code, and Section 13320 of the Education Code as proposed by Senate Bill No. 2, relating to the employment of certificated employees by school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2207—An act to amend Sections 1363 and 1433 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to notice of school board meetings.

Bill read second time, and ordered to third reading.

Assembly Bill No. 64—An act to amend Section 29007 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the granting of diplomas widening the completion of courses beyond high school.

Bill read second time.

Motion to Re-refer Assembly Bill No. 64

Senator Burns moved that Assembly Bill No. 64 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1803—An act to amend Section 18661 of the Financial Code, relating to industrial loan companies.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2176—An act to amend Section 626 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 476—An act to amend Section 316 of the Unemployment Insurance Code, relating to publication of information.

Bill read second time.

Motion to Re-refer Assembly Bill No. 476

Senator Burns moved that Assembly Bill No. 476 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1391—An act to amend Sections 2981 and 2982 of the Civil Code, relating to conditional sales.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1844—An act to amend Section 14004 of the Financial Code, relating to credit union employee organizations.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Assembly April 15, 1959, after "formed", insert "for the mutual benefit and protection of credit union employees".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Assembly Bill No. 1543—An act to add Section 1265 to Article 1 of Chapter 5 of Division 1 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1578—An act to add Section 1253.1 to the Unemployment Insurance Code, relating to eligibility for unemployment compensation benefits, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1022—An act to amend Sections 14522, 14524.1 and 14601, Education Code, and Sections 14152, 14156, and 14301 of the Education Code as proposed by Senate Bill No. 2, relating to the State Teachers' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1023—An act to amend Sections 14025, 14151, 14363, 14401, and 14405 of, and to add Section 14403.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1024—An act to amend Sections 14251, 14365, and 14366 of, and to repeal Section 14252 of, the Education Code as enacted at the 1959 Regular Session, relating to State Teachers' Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1154—An act to amend Section 19539.5 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1459—An act to add Section 24311.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to resignations of state college employees.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1459

Senator Burns moved that Assembly Bill No. 1459 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1903—An act to amend Section 18950 of the Government Code, relating to promotion in the State Civil Service.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1935—An act to add Sections 2.1 and 2.2 to Chapter 124 of the Statutes of 1955, relating to proceedings of the California Olympic Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1936—An act to add Sections 1325 and 1326 to the Fish and Game Code, relating to proceedings of the Wildlife Conservation Board.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1937—An act to add Sections 1710 and 1711 to the Harbors and Navigation Code, relating to proceedings of the San Francisco Port Authority.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1938—An act to add Sections 3.11 and 3.12 to Chapter 1508 of the Statutes of 1947, relating to proceedings of the San Francisco World Trade Center Authority.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1939—An act to add Sections 19035.9 and 19035.10 to the Business and Professions Code, relating to proceedings of the California Advisory Board of Furniture and Bedding.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1940—An act to add Sections 21217 and 21218 to the Public Utilities Code, relating to proceedings of the California Aeronautics Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1942—An act to amend Section 20023 of, and to add Section 20034 to, the Water Code, relating to proceedings of the California Districts Securities Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1943—An act to add Sections 9065.1 and 9065.2 to the Public Resources Code, relating to proceedings of the State Soil Conservation Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1944—An act to add Sections 8919.1 and 8919.2 to the Business and Professions Code, relating to proceedings of the Yacht and Ship Brokers Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1945—An act to add Sections 731 and 732 to the Fish and Game Code, relating to proceedings of the Marine Research Committee.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1946—An act to add Sections 8609 and 8610 to the Public Resources Code, relating to proceedings of the Recreation Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1948—An act to add Sections 31007 and 31008 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the Western Interstate Commission for Higher Education.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1949—An act to add Sections 14106 and 14107 to the Fish and Game Code, relating to proceedings of the Pacific Marine Fisheries Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1950—An act to add Sections 65020.1 and 65020.2 to the Government Code, relating to proceedings of the Local Planning Advisory Committee.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1951—An act to add Sections 2604 and 2605 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the Reciprocity Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1952—An act to add Sections 5863 and 5864 to the Public Resources Code, relating to proceedings of the Small Craft Harbors Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1953—An act to add Sections 3804 and 3805 to the Harbors and Navigation Code, relating to proceedings of the Board of Harbor Commissioners for Humboldt Bay.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1955—An act to add Sections 26007 and 26008 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the board of governors of the California Maritime Academy.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2209—An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2210—An act to amend Section 25665 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2211—An act to amend Section 25661 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 336—An act to add Section 68110 to the Government Code, relating to judges.

Bill read second time.

Motion to Re-refer Assembly Bill No. 336

Senator Burns moved that Assembly Bill No. 336 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 595—An act to add Section 211.5 to the Health and Safety Code, relating to the powers and duties of the State Department of Public Health.

Bill read second time, and ordered to third reading.

Assembly Bill No. 653—An act to amend Section 69599.5 of the Government Code, relating to superior courts.

Bill read second time.

Motion to Re-refer Assembly Bill No. 653

Senator Burns moved that Assembly Bill No. 653 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 911—An act to amend Sections 14001 and 14057 of, and to add Section 14001.3 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, and to amend Section 20335 of the Government Code, relating to the State Teachers' Retirement System.

Bill read second time.

Motion to Re-refer Assembly Bill No. 911

Senator Burns moved that Assembly Bill No. 911 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1031—An act to amend Sections 69592 and 69748.1 of the Government Code, relating to the superior court.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1031

Senator Burns moved that Assembly Bill No. 1031 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1097—An act to add Section 25660.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1229—An act to amend Section 69604 of the Government Code, relating to the superior courts.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1229

Senator Burns moved that Assembly Bill No. 1229 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1315—An act to amend Section 69582 of the Government Code, relating to superior courts.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1315

Senator Burns moved that Assembly Bill No. 1315 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1369—An act to amend Sections 69580 and 73075 of the Government Code, relating to courts in Alameda County.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1369

Senator Burns moved that Assembly Bill No. 1369 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1533—An act to amend Section 69586 of the Government Code, relating to the Superior Court in Los Angeles County.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1533

Senator Burns moved that Assembly Bill No. 1533 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1571—An act to amend Section 21365.5 of the Government Code, relating to benefits payable on the death of a member eligible to retire under the State Employees' Retirement System.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1755—An act to repeal and add Chapter 4 (commencing with Section 19400) of Division 8 of the Business and Professions Code, thereby recodifying the law relating to horse racing.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1931—An act to amend Section 103.4 of the Welfare and Institutions Code, relating to public assistance recipients.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2224—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1941—An act to amend Section 16480.1 of the Government Code, relating to proceedings of the Pooled Money Investment Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "2", and insert "1".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1947—An act to add Sections 13007 and 13008 to the Water Code, relating to proceedings of the State Water Pollution Control Board.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "board", and insert "and regional boards".

Amendment No. 2

On page 1, line 5, strike out "board", and insert "boards".

Amendment No. 3

On page 1, line 7, strike out "board", and insert "and regional boards".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1954—An act to amend Section 4364 of the Public Resources Code, relating to proceedings of the Advisory Committee on Reforestation Methods and Procedures.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 3 of the title of the printed bill, strike out the period, and insert "and to add Section 4941.5 to the Public Resources Code, relating to forest practice districts."

Amendment No. 2

On page 1, after line 10, insert

"SEC. 2. Section 4941.5 is added to said code, to read:

4941.5. All meetings of the committee shall be open and public and all persons shall be permitted to attend any meetings of the committee.

All records of the committee shall be open to inspection by the public."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 2260—An act to amend Section 23820 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 13, of the printed bill, insert

"After the effective date of this section, the issuance of a new and original on-sale beer and wine license for a bona fide public eating place and the continued exercise of the privilege of such a license shall be subject to the condition that the premises to which such license be issued be primarily designed and operated as a bona fide public eating place, and such license shall not be included in the premise count which determines the limitation of an on-sale general license under Section 23816."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 175—An act to amend Section 69599 of the Government Code, relating to superior court judges of San Mateo County.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Assembly May 6, 1959, strike out "On October", and insert "Prior to November".

Amendment No. 2

On page 1, line 7, strike out "on", and insert "prior to".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 316—An act to amend Sections 23320, and 23397 of, and to add Section 24051 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, of the printed bill, as amended in Assembly April 20, 1959, after line 11, insert

"(12) Distilled spirits importer's license.....276.00 per year

Amendment No. 2

On page 2, line 12, strike out "(12)", and insert "13".

Amendment No. 3

On page 2, line 13, strike out "(13)", and insert "14".

Amendment No. 4

On page 2, line 14, strike out "(14)", and insert "15".

Amendment No. 5

On page 2, line 15, strike out "(15)", and insert "16".

Amendment No. 6

On page 2, line 16, strike out "(16)", and insert "17".

Amendment No. 7

On page 2, line 17, strike out "(17)", and insert "18".

Amendment No. 8

On page 2, line 18, strike out "(18)", and insert "19".

Amendment No. 9

On page 2, line 20, strike out "(19)", and insert "20".

Amendment No. 10

On page 2, line 26, strike out "(20)", and insert "21".

Amendment No. 11

On page 2, line 27, strike out "(21)", and insert "22".

Amendment No. 12

On page 2, line 28, strike out "(22)", and insert "23".

Amendment No. 13

On page 2, line 30, strike out "(23)", and insert "24".

Amendment No. 14

On page 2, line 32, strike out "(24)", and insert "25".

Amendment No. 15

On page 2, line 32, strike out "(25)", and insert "26".

Amendment No. 16

On page 2, line 36, strike out "(26)", and insert "27".

Amendment No. 17

On page 2, line 42, strike out "(27)", and insert "28".

Amendment No. 18

On page 2, line 50, strike out "(28)", and insert "29".

Amendment No. 19

On page 3, line 11, strike out "(29)", and insert "30".

Amendment No. 20

On page 3, line 16, strike out "(30)", and insert "31".

Amendment No. 21

On page 3, line 17, strike out "(31)", and insert "32".

Amendment No. 22

On page 3, after line 40, insert

"SEC. 4. Section 23374.5 is added to said code, to read:

23374.5. A distilled spirits importer's general license authorizes the person to whom issued to become an importer of distilled spirits and to sell distilled spirits to distilled spirits manufacturers, distilled spirits manufacturer's agents, distilled spirits wholesalers, rectifiers and distilled spirits general importers.

SEC. 5. Section 23375.5 is added to said code, to read:

23375.5. No distilled spirits importer's general license shall be issued to any person who holds an interest, directly or indirectly, in an on-sale or off-sale general license."

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 316

Amendment No. 1

In line 2 of the title of the printed bill, as amended in the Assembly April 20, 1959, strike out "Section", and insert "Sections 23321.6, 23374.5, 23375.5, and".

Amendment No. 2

On page 2, line 36, strike out the colon, and insert "_____480.00 per year".

Amendment No. 3

On page 2, strike out lines 37 to 41, inclusive.

Amendment No. 4

On page 2, line 43, strike out the colon, and insert "_____120.00 per quarter year".

Amendment No. 5

On page 2, strike out lines 44 to 49, inclusive.

Amendment No. 6

On page 3, line 5, strike out the colon, and insert "_____260.00 per year".

Amendment No. 7

On page 3, strike out lines 6 to 10, inclusive.

Amendment No. 8

On page 3, between lines 19 and 20, insert

"(32) On-sale general license for vessels of more than 1,000 tons burden _____ 128.00 per year

Duplicate on-sale general license for vessels of more than 1,000 tons burden_____ 32.00 per year".

Amendment No. 9

On page 3, between lines 24 and 25, insert

"The changes in fees made by the amendments to this section at the 1959 Regular Session of the Legislature shall be applicable on or after January 1, 1960, for all on-sale licenses.

SEC. 1.5. Section 23321.6 is added to said code, to read:

23321.6. The license for vessels of more than 1,000 tons burden engaged in interstate and foreign commerce shall be issued to a common carrier by water selling distilled spirits on board vessels operating in this State, and a duplicate thereof shall be obtained for each vessel on which distilled spirits are sold."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1882—An act to amend Section 2020.01 of the Welfare and Institutions Code, relating to lump sum income of old age assistance applicants and recipients.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in the Assembly May 1, 1959, after the period insert "Such income shall be utilized fully by the recipient to meet his needs."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1673—An act to add Section 6008 to the Public Resources Code, relating to sale of state lands.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 2, 1959, between lines 14 and 15, insert

"(d) Tax deeded land."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1173—An act to amend Sections 19485, 19485.1, 19597 and 19620.1, and to repeal Section 19627.1, of the Business and Professions Code, relating to revenue derived from horse racing, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly April 23, 1959, after "Code", insert "and to amend Sections 19491, 19596, 19597, and 19633 of the Business and Professions Code as proposed by Assembly Bill No. 1755,".

Amendment No. 2

On page 1, line 4, strike out "6", and insert "5".

Amendment No. 3

On page 1, line 7, strike out "7", and insert "6".

Amendment No. 4

On page 1, line 10, strike out "8", and insert "7".

Amendment No. 5

On page 1, lines 12 and 13, strike out "fifty million dollars ($50,000,000)", and insert "seventy-five million dollars ($75,000,000)".

Amendment No. 6

On page 1, line 13, strike out "8.5", and insert "7.5".

Amendment No. 7

On page 1, line 14, strike out "fifty million dollars ($50,000,000)", and insert "seventy-five million dollars ($75,000,000)".

Amendment No. 8

On page 1, lines 15 and 16, strike out "one hundred million dollars ($100,000,000)", and insert "one hundred twenty-five million dollars ($125,000,000)".

Amendment No. 9

On page 1, line 16, strike out "9", and insert "8".

Amendment No. 10

On page 1, lines 17 and 18, strike out "one hundred million dollars ($100,000,000)", and insert "one hundred twenty-five million dollars ($125,000,000)".

Amendment No. 11

On page 2, line 2, strike out "five cents ($0.05)", and insert "ten cents ($0.10)".

Amendment No. 12

On page 2, strike out lines 3 to 8, inclusive, and insert "are known as breakage. In such case one-half of the total amount of the moneys so deducted as breakage on the first twenty-four million dollars ($24,000,000) or less of the gross amount of money handled in the parimutuel pool operated by him during the period of the license may be retained by the licensee. The other one-half of such breakage, and all breakage deducted on amounts handled in the parimutuel pool over twenty-four million dollars ($24,000,000)".

Amendment No. 13

On page 2, line 24, strike out "fifty million dollars ($50,000,000)", and insert "seventy-five million dollars ($75,000,000)".

Amendment No. 14

On page 2, line 26, strike out "fifty million dollars ($50,000,000)", and insert "seventy-five million dollars ($75,000,000)".

Amendment No. 15

On page 2, line 27, strike out "one hundred million dollars ($100,000,000)", and insert "one hundred twenty-five million dollars ($125,000,000)".

Amendment No. 16

On page 2, line 29, strike out "one hundred million dollars ($100,000,000)", and insert "one hundred twenty-five million dollars ($125,000,000)".

Amendment No. 17

On page 2, line 31, strike out "five cents ($0.05)", and insert "ten cents ($0.10)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 18

On page 2, between lines 48 and 49, insert

"SEC. 6. Section 19491 of the Business and Professions Code, as proposed by Assembly Bill No. 1755, is amended to read:

19491. Every person licensed under this article who conducts a horse racing meeting shall pay a license fee equal to the sum of the following:

(a) [Four] *Five* percent of all money not in excess of ten million dollars ($10,000,000) handled in the parimutuel pools operated by him during the period of the license.

(b) [Five] *Six* percent of the amount by which the total amount so handled by him exceeds ten million dollars ($10,000,000) but is not more than twenty million dollars ($20,000,000).

(c) [Six] *Seven* percent of the amount by which the total amount so handled by him exceeds twenty million dollars ($20,000,000) *but is not more than seventy-five million dollars ($75,000,000).*

(d) Seven and one-half percent of the amount by which the total amount so handled by him exceeds seventy-five million dollars ($75,000,000) but is not more than one hundred twenty-five million dollars ($125,000,000).

(e) Eight percent of the amount by which the total amount so handled by him exceeds one hundred twenty-five million dollars ($125,000,000).

[(d)] *(f) One-half of the "breakage" deducted by him pursuant to Section 19597 on the first twenty-four million dollars ($24,000,000) or less of the total amount so handled, and* the "breakage" deducted by him pursuant to Section 19597 on the amount by which the total amount so handled exceeds [twenty-seven] *twenty-four* million dollars [($27,000,000)] *($24,000,000).*

Payment of the fee shall be made daily on account during each meeting, and the amount attributable to breakage shall be reported and paid as a separate item.

SEC. 7. Section 19596 of said code, as proposed by Assembly Bill No. 1755, is amended to read:

19596. Any commission deducted by any person licensed under this chapter to conduct a horse racing meeting from a parimutuel pool operated by him shall not exceed the following:

(a) Nine percent of the gross amount of money not in excess of ten million dollars ($10,000,000) handled in the parimutuel pools during the period of the license.

(b) Eight percent of the amount by which the total amount so handled exceeds ten million dollars ($10,000,000) but is not more than twenty million dollars ($20,000,000).

(c) Seven percent of the amount by which the total amount so handled by him exceeds twenty million dollars ($20,000,000) *but is not more than seventy-five million dollars ($75,000,000).*

(d) Six and one-half percent of the amount by which the total amount so handled by him exceeds seventy-five million dollars ($75,000,000) but is not more than one hundred twenty-five million dollars ($125,000,000).

(e) Six percent of the amount by which the total amount so handled by him exceeds one hundred twenty-five million dollars ($125,000,000).

[(d) The] *(f) One-half of the* "breakage" deducted by him pursuant to Section 19597 on the first [twenty-seven million dollars ($27,000,000)] *twenty-four million dollars ($24,000,000)* or less of the total amount so handled.

The amount of the commission deducted by the licensee shall be in addition to any deduction for the license fee payable by him under this chapter.

SEC. 8. Section 19597 of said code, as proposed by Assembly Bill No. 1755, is amended to read:

19597. Notwithstanding any other provision of this chapter, a person licensed under this chapter to conduct a horse racing meeting shall, as to any payment made to a person who has wagered by contributing to a parimutuel pool operated by such licensee, also deduct the odd cents by which the amount payable on each dollar ($1) wagered exceeds a multiple of [five cents ($0.05)] *ten cents ($0.10).* The amount so deducted is known as "breakage."

SEC. 9. Section 19633 of said code, as proposed by Assembly Bill No. 1755, is amended to read:

19633. All license fees for conducting horse racing meetings attributable to breakage shall be paid into the [State College Fund] *General Fund of the State. The State College Fund is continued in existence, but any unappropriated balance therein as of the effective date of the amendment to this section in 1959 is hereby transferred to the General Fund.*

SEC. 10. Sections 6 to 9, inclusive, of this act shall become operative only if Assembly Bill No. 1755 is enacted by the Legislature at its 1959 Regular Session, and in such case, at the same time as Assembly Bill No. 1755 takes effect; at which time Sections 19485, 19485.1, 19597, and 19620.1 of the Business and Professions Code as amended by Sections 1 to 4, inclusive, of this act are repealed."

Amendment No. 19

On page 2, line 49, strike out "SEC. 6.", and insert "SEC. 11."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 166—An act to add Article 10 (commencing at Section 25151) to Chapter 13 of Division 18 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state colleges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

In line 1 of the heading of the printed bill, as amended in Assembly March 25, 1959, below "Brown", insert "(Senator Donnelly, co-author)".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1736—An act to add Section 940.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "City charter provisions notwithstanding", and insert "Where a city charter does not specify a date for such elections".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1307—An act to add Section 3831 to the Elections Code, relating to the general election ballot.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Assembly March 30, 1959, after the period, insert "The board may, in such case, order the second ballot to be printed on paper of a different tint and assign to such ballots numbers higher than

those assigned to the ballots containing partisan offices and statewide ballot measures."

Amendment read, and adopted.
Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 556—An act to add Section 1242.5 to the Code of Civil Procedure, relating to survey and exploration of land for reservoir purposes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 10, of the printed bill, as amended in Senate May 15, 1959, strike out "and reasonable attorney fees", and insert "of court and reasonable attorney fees, to be".

Amendment No. 2

On page 2, line 11, after "courts", insert ", incurred in the proceeding before the court".

Amendment No. 3

On page 2, line 13, after the period, insert "Such cash security shall be held, invested, deposited, and disbursed in the manner specified in Section 1254 of the Code of Civil Procedure, and interest earned or other increment derived from its investment shall be apportioned and disbursed in the manner specified in that section."

Amendments read, and adopted.
Bill ordered printed, and re-referred to Committee on Judiciary.

Assembly Bill No. 1153—An act to amend Section 542 of the Code of Civil Procedure, relating to the manner in which property is attached.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 5, line 39, of the printed bill, strike out "such exemption", and insert "an exemption of more than one-half of his wages earned the preceding 30 days".

Amendment read, and adopted.
Bill ordered printed, and re-referred to Committee on Judiciary.

Assembly Bill No. 1227—An act to amend Section 6021 of the Government Code, relating to newspapers of general circulation.

Bill read second time.

Motion to Amend

Senator Fisher moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 13, of the printed bill, after "then", insert ", in lieu thereof,".

Amendment No. 2

On page 1, line 15, strike out ", in lieu thereof,".

Amendments read, and adopted.
Bill ordered printed, and to third reading.

Assembly Bill No. 1387—An act to add Section 3448 to Title 3, Part 2, Division 4 of the Civil Code, relating to assignments for the benefit of creditors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 380—An act to amend Section 227 of the Labor Code, relating to employer payments.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1094—An act to add Article 13 (commencing with Section 255) to Chapter 1, Title 3, Part 1 of the Code of Civil Procedure, relating to the drawing of juries.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1151—An act to amend Section 539 of the Code of Civil Procedure, relating to attachments.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1204—An act to repeal Part 2 (commencing at Section 20500) of Division 14 of the Health and Safety Code, and to add Section 38638 to the Government Code, relating to police protection at public meetings.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1217—An act to amend Section 6334 of the Education Code, and Section 20504 of the Education Code as proposed by Senate Bill No. 2, relating to school district budgets.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1226—An act to amend Sections 6062, 6062a, 6063, 6063a, 6064, 6065, and 6066 of the Government Code, and Section 782 of the Probate Code, relating to publication of notice.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1270—An act to amend Sections 553 and 946 of the Code of Civil Procedure, relating to attachments.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1346—An act to repeal Chapter 13.5 (commencing at Section 26250) of Part 2 of Division 2 of Title 3 of the Government Code, relating to preservation of newspapers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2169—An act to amend Section 1120 of, and add Section 1120.1 to, the Probate Code, relating to testamentary trusts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 302—An act to add Section 206.5 to the Labor Code and to add Section 7110.1 to the Business and Professions Code, relating to the payment of wages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, as amended in Assembly March 9, 1959, strike out "is made in cash or by certified check.", and insert "has been made."

Amendment No. 2

On page 1, line 8, after "void", insert "as between the employer and the employee".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1448—An act to add Title 4 (commencing with Section 13500) to Part 4 of the Penal Code, relating to standards for recruitment and training of local law enforcement officers, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 16, of the printed bill, as amended in Assembly March 25, 1959, after "Act", insert "(Chapter 4 (commencing at Section 11370) and Chapter 5 (commencing at Section 11500) of Part 1, Division 3, Title 2 of the Government Code)".

Amendment No. 2

On page 3, line 36, strike out "an", and insert "a penalty".

Amendment No. 3

On page 3, line 38, after "than", insert "for a violation of any regulation governing the standing or parking of a vehicle under the Vehicle Code or any ordinance enacted by local authorities or".

Amendment No. 4

On page 3, line 39, strike out "Section 773", and insert "Sections 42050, 42051, and 42052".

Amendment No. 5

On page 3, line 40, after the period, insert "When a fine is suspended, in whole or in part, the penalty assessment shall be reduced in proportion to the suspension."

Amendment No. 6

On page 3, line 47, after the period, insert "If bail is returned, the assessment made thereon pursuant to this section shall also be returned."

Amendment No. 7

On page 4, between lines 2 and 3, insert

"In any case where a person convicted of any offense to which this section applies is imprisoned until the fine is satisfied, the judge may waive all or any part of the penalty assessment the payment of which would work a hardship on the person convicted or his immediate family."

Amendment No. 8

On page 4, line 30, before "standards", insert "recruitment and training".

Amendment No. 9

On page 4, line 31, after "commission", insert "as applicable to personnel recruited or trained by such city, county, or city and county during such period".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 402—An act to repeal Sections 367d and 367e of the Penal Code and to amend Section 23102 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, all relating to driving a vehicle while under the influence of intoxicating liquor.

Bill read second time, and ordered to third reading.

Assembly Bill No. 60—An act to convey certain tide and submerged lands to the County of Sonoma, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof, and to repeal Chapter 1406 of the Statutes of 1951.

Bill read second time, and ordered to third reading.

President pro Tempore of the Senate Presiding

At 3.35 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 3.35 p.m., on motion of Senator Brown, further proceedings under the call of the Senate were dispensed with.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

Senate Bill No. 284—An act to amend Section 27641 of the Government Code, relating to the county counsel.

Consideration of Governor's Veto

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 284 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate refused to sustain the objections of the Governor by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

The President ordered Senate Bill No. 284 transmitted to the Assembly with a copy of the Governor's objections.

Consideration of Assembly Amendments

Senate Bill No. 399—An act to amend Section 4501 of, and to add Section 4501.5 to, the Penal Code, relating to assaults by state prison inmates.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 399?

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate March 12, 1959, strike out "an assault", and insert "a battery".

Amendment No. 2

On page 1, line 14, after "year", insert "nor more than three years".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 399 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Above bill ordered enrolled.

Senator Miller Presiding

At 4 p.m., Senator George Miller, of the Seventeenth Senatorial District, presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Bill read third time.

Previous Question

Senator McCarthy moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 524.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Grunsky moved a call of the Senate.

Motion carried. Time, 4.55 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 974—An act to amend Sections 27463 and 27464 of the Government Code, relating to coroners.

Motion to Retain Place on File

Senator McCarthy moved that Senate Bill No. 974 be passed on file and retain its place.

Motion carried.

Senate Bill No. 975—An act to amend Sections 27470 and 27471 of the Government Code, relating to coroners.

Motion to Retain Place on File

Senator McCarthy moved that Senate Bill No. 975 be passed on file and retain its place.

Motion carried.

Senate Bill No. 1076—An act to amend Section 602 of the Penal Code, relating to the crime of trespass.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Slattery, Teale, Thompson, and Williams—31.

NOES—Senators Miller, Richards, Rodda, and Short—4.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 19—Relative to a minimum wage law for agricultural workers.

Resolution read.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed measure, after "fornia,", insert "are reported to".

Amendment No. 2

On page 1, between lines 6 and 7, insert

"WHEREAS, California farmers must compete in the sale of farm products with other states having not only a more favorable freight rate, but which in addition pay wages to their farm workers far less than those paid in California, thus putting California agriculture at a tremendous disadvantage in the national competitive market of farm products; and".

Amendment No. 3

On page 1, line 7, after "regions", insert "it is reported that".

Amendment No. 4

On page 1, line 8, after "living", strike out ", thus"; and strike out lines 9 to 14, inclusive, and insert "; and".

Amendment No. 5

On page 1, strike out lines 22 and 23, and insert "Country; now, therefore, be it".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

Senate Bill No. 75—An act to add Article 9 (comprising Sections 5340 to 5347, inclusive) to Chapter 2 of Division 3 of the Business and Professions Code, relating to the regulation of outdoor advertising.

Bill read third time.

Motion to Strike From File

Senator McCarthy moved that Senate Bill No. 75 be stricken from the file.

Motion carried.

Senate Bill No. 915—An act to add Section 144.5 to the Streets and Highways Code, relating to state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.21 p.m., on motion of Senator Grunsky, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 524 refused passage by the following vote:

AYES—Senators Berry, Brown, Byrne, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Murdy, Regan, Shaw, Thompson, and Williams—19.

NOES—Senators Arnold, Beard, Burns, Farr, Fisher, Hollister, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, and Teale—17.

Motion to Reconsider

Senator Grunsky moved to reconsider the vote whereby Senate Bill No. 524 was refused passage.

The roll was called, and Senate Bill No. 524 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Senate Bill No. 524 ordered to the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1245—An act to amend Sections 1101, 1102, 1102.1, 1103, 1103.2, and 1107 of the Agricultural Code, relating to egg standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 511—An act to add Section 14311.5 to the Government Code, relating to the State Contract Act.

Motion to Re-refer Senate Bill No. 511

Senator Burns moved that Senate Bill No. 511 be re-referred to Committee on Finance.

Motion carried.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 719—An act to amend Section 1805 of, to add Sections 1816 and 13103 to, and to repeal Sections 13204 and 13554 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the reporting of traffic violations committed by minors.

Motion to Re-refer Assembly Bill No. 719

Senator Burns moved that Assembly Bill No. 719 be re-referred to Committee on Finance.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 81: By Senators Dilworth, Fisher, Richards, Shaw, Beard, and Murdy—Relative to the acquisition of the Corona Naval Hospital property.

Referred to Committee on Governmental Efficiency.

RESOLUTIONS

The following resolutions were offered:

By Senator Gibson:

Senate Resolution No. 128

Relative to the accounting procedures and processes used in connection with the State Printing Fund, inventory procedures, and the cost estimating and billing procedures of the State Printer.

WHEREAS, The Senate Interim Committee on State Printing (Senate Resolution No. 131—1949), reported that many deficiencies in operating procedures existed in the State Printing Plant, that accounting controls were lacking, that cost estimates of the State Printer on jobs for other state agencies in many instances varied to considerable degree with final cost estimates, and were frequently considerably higher than would be charged for the same job by a commercial printer; and

WHEREAS, The conclusions of the Advisory Board to the Senate interim committee, in part, were that there must be printing control in State Government, a complete audit and inventory of the State Printing Office, and further study of its cost and accounting procedures and review of job specifications; and

WHEREAS, The Auditor General in his report of examination of the State Printing Fund, dated April 3, 1958, made to the Joint Legislative Audit Committee, noted a number of generally accepted principles of accounting were not observed or consistently applied, and pointed out further that excesses of billings over cost have been credited to an accumulated earnings account and these excesses, without authorization, have been used to augment the capital of the State Printing Fund even though Section 13551 of the Government Code provides that cost (billing prices) fixed by the State Printer shall recover costs, including depreciation; and

WHEREAS, The audit report indicated deficiencies in internal control with respect to operating expenses for the printing, duplicating and document sections; and

WHEREAS, Recent studies of printing estimates indicate that accepted principles of cost distribution and proper accounting controls are lacking; now, therefore, be it

Resolved by the Senate of the State of California, That the Legislative Analyst be instructed to outline and survey the problem areas in the State Printing Plant and that the State Printer be requested to call for bids from qualified machine systems companies for installation of an accounting and cost analysis system which will make possible reasonable comparison between operation of the State Printing Plant and costs and operations of commercial printing plants. A report outlining the corrective measures required and taken to overcome the present deficiencies occurring in the State Printing Plant, should be submitted by the Legislative Analyst to the Legislature not later than January 15, 1960.

Resolution read, and referred to Committee on Rules.

By Senator Berry:

Senate Resolution No. 129

Relative to the preservation of historical structures and sites in the City of Sacramento

WHEREAS, The City Council of the City of Sacramento has recognized the need for the preservation of sites and buildings of primary historical interest in the area of the City of Sacramento bounded by Front Street, Third Street, I Street, and Capitol Avenue; and

WHEREAS, For the purpose of carrying out a study leading to recommendations on the most practical ways and means to preserve and develop these historical

landmarks and structures for the benefit of the people of the State of California, the City Council of Sacramento has appointed the Sacramento Historical Landmarks Commission; and

WHEREAS, There are within the described area of the old City of Sacramento 17 state-registered historical landmarks, including the Pioneer Telegraph Building, the home of Newton Booth, former Governor of California and United States Senator, the "Big Four Headquarters," location of the Stanford and Huntington-Hopkins properties which were the headquarters of the men who built and operated the Central Pacific Railroad, and the Pony Express Headquarters Building; and

WHEREAS, These and other buildings and sites of great significance in the history of the State of California are within the proposed redevelopment area of the City of Sacramento, and will be destroyed, unless some economically feasible method is ascertained and carried out to preserve them; and

WHEREAS, The Sacramento Historical Landmarks Commission is currently working toward this goal, in co-operation with the Sacramento Redevelopment Agency; and

WHEREAS, It is contemplated that the redevelopment plans and projects of the Redevelopment Agency and the proposals and plans of the Sacramento Historical Landmarks Commission can be co-ordinated in such a manner as to include provisions for preservation of the historical sites and landmarks in the redevelopment area in a manner which may enable their preservation on an economically self-sustaining basis; and

WHEREAS, The Legislature of the State of California has previously indicated its interest in the preservation of the historical values of the west end of the City of Sacramento by the authorization of a study thereof by the State Division of Beaches and Parks in 1957 (Chapter 2315, Statutes of 1957); now, therefore, be it

Resolved by the Senate of the State of California, That the Senate hereby commends, endorses and approves of the continuation of the studies and development of the plans of the Sacramento Historical Landmarks Commission and commends the Mayor of the City of Sacramento, the City Council of the City of Sacramento, and the members of the Sacramento Historical Landmarks Commission for their efforts in this matter of great importance to the people of the State of California; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to Clarence Azevedo, Mayor of Sacramento, and to Ted Baggelmann, Chairman of the Sacramento Historical Landmarks Commission.

Resolution read, and referred to Committee on Natural Resources.

ADJOURNMENT

At 5.37 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m. Friday, May 22, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-SECOND LEGISLATIVE DAY

ONE HUNDREDTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Friday, May 22, 1959

The Senate met at 11 a.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by the Rev. Gilbert Lum, pastor of the Chinese Community Church in Sacramento:

Almighty God, Creator and sustainer of this Thy universe; Thou who has created and firmly fixed the spiritual laws that this body endeavors to translate into words for the welfare of the people of this State, we pause to invoke Thy blessings upon these men, entrusted with great responsibilities, as this session of business begins.

O God, who has planted in this State of ours, rich natural resources before men walked upon the face of this earth, plant now within our hearts that spirit of love and humility of service to the end that Thy loving wisdom may be expressed through this body. In the name of Christ. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator McAteer, on motion of Senator Burns, due to legislative business.

Senator McBride, on motion of Senator Burns, due to legislative business.

Senator Collier, on motion of Senator Burns, due to legislative business.

CALL OF THE SENATE

Senator Rattigan moved a call of the Senate.

Motion carried.

Time, 11.04 a.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson and Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. George Dawson of Napa; Mrs. Deal Christensen, Jr., of Los Gatos; Mrs. George Wyllie of Napa; Mrs. Nathan Coombs, wife of the Senator, of Napa; and Mrs. Joseph Maggetti of Napa.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Barbara R. Underwood, Ruthie Clark, Barbara D. Underwood, Mrs. Geraldine M. Kinnish, Mrs. Neoma Humings, and Edd Dars, all of Placerville.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. M. Greene, Mr. R. A. Rowe, and the following students of Adeline Kent School: Sally Boss, Alan Brainerd, Carol Breidenstein, Beverly Breithaupt, Janet De Saussure, Colleen Dethlefsen, William Dimpfl, Jeffery Doherty, Carolyn Flagiello, Jerry Gray, Carol Herschleb, John Jurvig, Barbara Kahn, Martha Kerlin, William Koons, Harriet Linare, Sandy McKean, Thomas Moran, Frank Pisa, Glee Ramsey, Lynne Reed, Clifford Richards, Beverly Sadler, Jennifer Shibley, Jim Swan, Suzanne Talbot, Dominga Vance, Diana Vanderhoof, Sandra Weitzel, Lad Wilsey, Kurt Wisecarver, Stephen Wolf, and Lindy Burns.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Donald Niehaus, and the following students of Arden School: Ralph Adams, Jane Afzal, Patricia Armagost, Judy Baker, Janet Bandy, Marilyn Banzai, Kay Barkley, Barbara Biggs, Merrell Bishop, James Bradanini, Stephen Brand, Sonny Brashear, Linda Bremmer, Douglas Britton, Carmela Costa, Janice Crabbe, Letha DeFries, Sandra Dill, Maradee Dunning, Elana Edmission, George Eisert, Winfield Erickson, Sandra Gilmore, Jacklyn Hatfield, Claudia Hatton, Gregory Haygood, Katherine Heinrich, Suzanne Hemminson, Richard Higgons, Raymond Kidd, Linda Killick, Keven Krausgrill, Susan Kursten, Kathleen McKinstry, Joan Miller, Janice Morrow, Sharon Moss, Colleen Nestor, Suzann Palermo, Lawrence Rex, Susan Richards, Craig Sabin, Janice Smith, Cecilia Swift, Leanne Taylor, Russell Weller, Leslie Wickey, and Albert Willett.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Dona Sparks of Citrus Heights.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marion Beale, Mrs. Bertha Neilson, and the following students of Grant School: Peter Baxter, Harold David, Michael Rude, Dennis Byrnes, Scott

Laflin, Kitty Allan, Christine Carrier, Pam Condon, Phil Ellery, Francia Friendlich, Carolyn Mensor, Carol Page, Lenore Smith, Christie Thompson, Diana Baker, Edris Chun, Cynthia Colt, Beverly Ino, Melanie Kinkead, Patricia Martin, Gail Oka, Jackie Stephens, Joan Abiko, Susan Bartlett, Marsha Berger, Kathleen Donohue Stephen Douglas, Patricia Field, Helen French, Allan Gold, Gayle Hoover, Dorothy Hughes, Susan Karppi, Bonnie Krieger, Josephine Leite, Hanna Lewinsky, Stephen Londahl, Helen Morgan, Alison Pascoe, and Susan Posner.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Anna Willson of Huntington Park; Mrs. Bea McEndree of Downey; and Mrs. Ethel Fry of Huntington Park.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marion W. Erlandson, teacher, Mrs. Irvin Muller, Mrs. Larry Uldall, Mrs. Robert Mercer, Mrs. Arnold Streeker, Mr. and Mrs. Glen Hudelson, and Mrs. Carl Stark, adults, and the following students from the Garden School: Mark Muller, Steven Uldall, Robert Mercer, Jr., Arnold Strecker, Jr., Lynn Ann Strecker, Glenda Hudelson, Carla Stark, James Larkin, Judyjane Hudelson, and Jean Welch.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Franz and Mrs. Leah McNeil, adults; and the following students of the Calpella School, Mendocino County: Linda Laughlin, Elaine Brashear, Sandy Heiberger, Janice Long, Carolyn Dillard, Kathleen Broglio, Glenda Barnes, Tommy Ramos, Eddie Barton, and Loyde Porter.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Cathryn Hansen, teacher, Mrs. Thomas L. Allen and Mrs. T. E. Bond, adults; and the following students from the West Davis School, Davis: Timothy Allen, Mary Anderson, Patricia Angers, Steven Bond, Jeanne Guerero, Pat Everton, Gene Fleming, Deidre Gilstrap, Jan Harder, Diana Harvill, David Howard, Robert Howard, Christine Ingraham, Laurelle Johnson, Paul Kendrick, Johnny Lear, Edward Lider, Susan Liggett, Marcia Luick, Robert Mrak, Robert Pearl, George Pence, Rebecca Raney, Edward Roper, Teresa Rourke, Jerome Shatley, Joanne Snyder, Stephen Thorley, Stephen Voth, and Kathleen Williams.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Newton, teacher; Mrs. M. Starr, and Mrs. McCorkle, adults; and the following fourth grade students of the West Davis Elementary School, Davis: Sina Anderson, Sally Aronson, Linda Brinigar, Roger Claypool, Don Cook, Carol Douthit, Ricky Geiser, Chris Goldthwait, Sandra Gowans, Eric Hayashi, Shirley Howarth, Bob Laben, Richard Lewis, Abbigail Luick, Billy Luthin, Kenny McCorkle, Stephen Meyer, Craig Mikkelsen, Cecilia Miller, Dean Miller, Dennis Miller, David Ousterhout, Martin Pence, Craig Procunier, Alan Quick, Paula Schaller, Nancy Starr, Eleanor Taylor, Georgia Truffini, and Steve Cornelius.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 21, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 142
Senate Bill No. 262
Senate Bill No. 556
Senate Bill No. 603
Senate Bill No. 620
Senate Bill No. 666
Senate Bill No. 1044
Senate Bill No. 1045
Senate Bill No. 1055
Senate Bill No. 1104
Senate Bill No. 1157
Senate Bill No. 1178
Senate Bill No. 1214
Senate Bill No. 1328
Senate Bill No. 1349
Senate Bill No. 1373
Senate Constitutional Amendment No. 21

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 71
Senate Bill No. 84
Senate Bill No. 403
Senate Bill No. 872
Senate Bill No. 1148
Senate Bill No. 1150
Senate Bill No. 1154
Senate Bill No. 1159
Senate Bill No. 1208

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 19

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1167
Senate Bill No. 1243

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 543
Senate Bill No. 1151

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 234
Senate Bill No. 936

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Bill No. 1060

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 127
Assembly Concurrent Resolution No. 129
Assembly Concurrent Resolution No. 131
Assembly Concurrent Resolution No. 132

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Finance

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Assembly Bill No. 218

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Vice Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 1266
Assembly Bill No. 16

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 424
Assembly Bill No. 367
Assembly Bill No. 565
Assembly Bill No. 567

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Bill No. 349

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 798

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 1263
Senate Bill No. 1264
Senate Bill No. 1267

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

BERRY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 1265

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

BERRY, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Water Resources

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1184
Senate Bill No. 1310

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Assembly Joint Resolution No. 21
Assembly Joint Resolution No. 33

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and to Consent Calendar.

WILLIAMS, Chairman

Above reported resolutions ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 797

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended, and to Consent Calendar.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 469
Senate Bill No. 214
Senate Bill No. 1281
Senate Bill No. 1354
Assembly Bill No. 1872

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Concurrent Resolution No. 66

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

WILLIAMS, Chairman

Above reported resolution ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 794
Assembly Bill No. 1143
Assembly Bill No. 2316

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 1572

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHARDS, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1572

Senator Richards moved that Assembly Bill No. 1572 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1572—An act to add Section 26458 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session relating to orders of the Division of Industrial Safety on pressure vessels.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 5, 1959, strike out "26458 to the Vehicle Code," and strike out line 2 of the title, and insert "7627 to the Labor Code,".

Amendment No. 2

On page 1, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 7627 is added to the Labor Code, to read:

7627. No standard or order of the division relating to air brake tanks, air brake pressure tanks, or air brake reservoirs, used to provide storage of compressed air for brake application or other air controlled auxiliaries common to automotive vehicles equipped with compressed air, shall be more restrictive than the applicable standards for such tanks as set forth by the Society of Automotive Engineers."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 598

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 598

Senator Rodda moved that Senate Bill No. 598 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 598—An act to add Sections 12816 and 12817 to the Public Utilities Code, and Sections 2815 and 2816 to the Public Services Code as proposed by Assembly Bill No. 908, relating to municipal utility districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out "and Sections 2815 and 2816 to the Public Services Code as proposed by Assembly Bill No. 908,".

Amendment No. 2

On page 1, line 3, after "may", insert ", through contract or otherwise,".

Amendment No. 3

On page 1, strike out lines 5 to 9, inclusive, and insert "reservoir owned or operated by the district."

Amendment No. 4

On page 1, strike out lines 15 to 20, inclusive; and on page 2, strike out lines 1 to 13, inclusive.

Amendment No. 5

On page 2, line 14, strike out "6", and insert "3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 1088

Reports the same back with author's amendments with recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 1088

Senator Regan moved that Senate Bill No. 1088 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1088—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 3 of the printed bill, strike out lines 47, 48 and 49; and strike out all of page 4, and insert

"(2) The holder gives at least 10 days' previous notice of his intent to sell by means of a registered letter. The registered letter's return receipt, properly endorsed, shall be evidence of the notice being given."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Assembly Bill No. 828

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 828

Senator Berry moved that Assembly Bill No. 828 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 828—An act to add Chapter 5 (commencing at Section 650) to Division 3 of the Harbors and Navigation Code, and to amend Section 5861 of the Public Resources Code, relating to the operation and equipment of vessels, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Berry moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Assembly April 9, 1959, after "vessels," insert "and the registration thereof, and making an appropriation therefor,".

Amendment No. 2

On page 1, line 5, strike out "AND EQUIPMENT", and insert ", EQUIPMENT AND REGISTRATION".

Amendment No. 3

On page 1, line 6, insert

"Article 1. Operation and Equipment".

Amendment No. 4

On page 2, between lines 18 and 19, insert

"(f) "Legal owner" is a person holding the legal title to a vessel under a conditional sale contract, the mortgagee of a vessel, or the renter or lessor of a vessel to the State, or to any county, city, district or political subdivision of the State, under a lease, lease-sale, or rental-purchase agreement which grants possession of the vessel to the lessee for a period of 30 consecutive days or more.

(g) "Registered owner" is the person registered by the division as the owner of the vessel."

Amendment No. 5

On page 2, line 19, strike out "(f)", and insert "(h)".

Amendment No. 6

On page 2, line 21, strike out "(g)", and insert "(i)".

Amendment No. 7

On page 2, line 25, strike out "(h)", and insert "(j)".

Amendment No. 8

On page 2, line 27, strike out "(i)", and insert "(k)".

Amendment No. 9

On page 8, lines 5 and 6, strike out "five thousand dollars ($5,000)", and insert "ten thousand dollars ($10,000)".

Amendment No. 10

On page 8, line 8, strike out "ten thousand dollars ($10,000)", and insert "twenty thousand dollars ($20,000)".

Amendment No. 11

On page 8, lines 10 and 11, strike out "five thousand dollars ($5,000)", and insert "ten thousand dollars ($10,000)".

Amendment No. 12

On page 8, line 34, strike out "ten thousand dollars ($10,000)", and insert "twenty thousand dollars ($20,000)".

Amendment No. 13

On page 11, between lines 16 and 17, insert

"Article 2. Registration

680. Every undocumented vessel using the waters of this State shall be numbered. No person shall operate or a county, city, or political subdivision give permission for the operation of any undocumented vessel on such waters unless the undocumented vessel is numbered in accordance with this chapter, or in accordance with applicable federal law, or in accordance with a federally approved numbering system of another state, and unless (1) the certificate of number awarded to such undocumented vessel is in full force and effect, and (2) the identifying number set forth in the certificate of number is displayed on each side of the bow of such undocumented vessel.

681. (a) The owner of each vessel requiring numbering by this State shall file an initial application for number with the division or authorized agent on forms approved by the commission. The application shall contain the name and address of the owner, and of the legal owner if any. The application shall be signed by the owner of the vessel and shall be accompanied by a fee of five dollars ($5). Upon receipt of the application in approved form, the division shall enter the same upon the records of its office and issue a certificate of ownership to the legal owner and a certificate of number to the owner, or both to the owner if there is no legal owner, stating the number awarded to the vessel and the name and address of the owner. The owner shall paint on or attach to each side of the bow of the vessel the identification number in such manner as may be prescribed by rules and regulations of the commission in order that it may be clearly visible. The number shall be maintained in a legible condition. The certificate of number shall be pocket size and shall be available at all times for inspection on the vessel for which issued, whenever such vessel is in operation.

(b) The owner of any vessel already covered by a number in full force and effect which has been awarded to it pursuant to then operative federal law or a federally approved numbering system of another state shall make application within thirty (30) days after the ninety (90) day reciprocity period provided for in Section 605. Such application shall be in a manner and pursuant to the procedure required for the award of a number under subdivision (a) of this section.

(c) Should the ownership of an undocumented vessel change, the existing certificate of ownership and a new application form accompanied by a fee of three dollars ($3) shall be filed with the division and a new certificate of ownership and a new certificate of number shall be awarded in the same manner as provided for in the initial award of number and the number shall be reassigned to the new owner.

(d) In the event that an agency of the United States Government shall have in force an overall system of identification numbering for vessels within the United States, the numbering system employed pursuant to this article by the division shall be in conformity therewith.

(e) The division may award any certificate of ownership and certificate of number or temporary certificate of number directly or the commission may authorize any person to act as agent for the awarding thereof. In the event that a person accepts such authorization, he may be assigned a block of numbers and certificates therefor which upon award, in conformity with this article and with any rules and regulations of the commission, shall be valid as if awarded directly by the division. The commission may do any act or enter into any contract or agreement desirable in carrying out the purposes of this article.

(f) All records of the commission and the division made or kept pursuant to this section shall be public records.

(g) Every certificate of number awarded pursuant to this article shall continue in full force and effect for a period of three years unless sooner terminated, discontinued or extended in accordance with the provisions of this article. Certificates of number may be renewed by the owner on forms and in the manner set forth by the commission. The fee for renewal shall be three dollars ($3) and shall accompany the request for such renewal.

(h) The commission shall fix a day and month of the year on which certificates of number due to expire during the calendar year shall lapse and no longer be of any force and effect unless renewed pursuant to this article. The certificate of number initially awarded to an owner under Sections 681(a) and 681(c) shall continue in full force and effect for a period of three years from the date of the owner's birthday next occurring after the date the certificate of number is issued.

(i) If the initial application for number is not received by the division on or before the date set by the commission a penalty of one-half the fee shall be assessed. If a certificate of number is not renewed on or before the date on which it expires a penalty of one-half the fee shall be assessed.

(j) All money received by the division pursuant to this article shall be deposited in the General Fund.

(k) The owner shall furnish the division notice of the transfer of all or any part of his interest in an undocumented vessel numbered in this State pursuant to subdivisions (a) or (b) of this section, or of the destruction or abandonment of such undocumented vessel, within 30 days thereof. Such transfer, destruction, or abandonment shall terminate the certificate of ownership and certificate of number of such undocumented vessel, except, that in the case of a transfer of a part interest which does not affect the owner's right to operate such undocumented vessel, such transfer shall not terminate the certificate of number.

(l) Any holder of a certificate of number shall notify the division within 30 days, if his address no longer conforms to the address appearing on the certificate and shall, as a part of such notification, furnish the division with his new address. The commission may provide in its rules and regulations for the surrender of the certificate bearing the former address and its replacement with a certificate bearing the new address or for the alteration of an outstanding certificate to show the new address of the holder.

(m) No number other than the number awarded to an undocumented vessel or granted reciprocity pursuant to this article shall be painted, attached, or otherwise displayed on either side of the bow of such undocumented vessel.

(n) A fee of one dollar ($1) shall be charged for a copy of certificate of number, certificate of ownership, or any application filed with the division pursuant to this article.

(o) Fees received pursuant to this article are appropriated to the division for payment of refunds of money received or collected in the payment of fees, permits, or services whenever the fee, permit or service cannot lawfully be issued or rendered to the applicant, and in cases where the payment in whole or in part represents overpayment or payment in duplicate.

(p) The division shall transmit a copy of each initial application and each transfer application or renewal application to the county assessor in the county of residence of the owner of the vessel and to the county assessor in the county in which the vessel is principally kept if other than the county of residence of the owner.

The rules and regulations adopted by the commission shall be adopted in accordance with the provisions of Chapter 4 (commencing at Section 11370), Part 1, Division 3, Title 2 of the Government Code.

682. An undocumented vessel shall not be required to be numbered under this article if it is:

(a) Already covered by a number in full force and effect which has been awarded to it pursuant to federal law or a federally approved numbering system of another state; provided, that such undocumented vessel shall not have been within this State for a period in excess of 90 consecutive days.

(b) A vessel from a country other than the United States temporarily using the waters of this State.

(c) A public vessel of the United States, a state or subdivision thereof or municipality of such state.

(d) A ship's lifeboat.

(e) Any vessel belonging to a class of boats which has been exempted from numbering by the commission after the commission has found that the numbering of vessels of such class will not materially aid in their identification; and, if any agency of the Federal Government has a numbering system applicable to the class of vessels to which the vessel in question belongs, after the commission has further found that the vessel would also be exempt from numbering if it were subject to the federal law. Undocumented vessels propelled solely by oars, paddles, or electric motors of 10 horsepower or less and undocumented vessels less than 8 feet in length propelled by sail or motors of 10 horsepower or less are exempt from the provisions of this article.

683. Any person who violates any provision of this article or any rule or regulation of the commission is guilty of a misdemeanor and shall be subject to a fine of not to exceed fifty dollars ($50) or imprisonment in the county jail for not to exceed five days, or both, for each violation.

SEC. 2. The sum of six hundred thousand dollars ($600,000) is hereby appropriated from the General Fund to the Department of Natural Resources for the support of the Division of Small Craft Harbors and the Small Craft Harbors Commission for the purposes of Chapter 5 (commencing at Section 650) of Division 3 of the Harbors and Navigation Code as added by this act, including refunds."

Amendment No. 14

On page 11, line 17, strike out "2.", and insert "3."

Amendment No. 15

On page 11, line 32, strike out "3.", and insert "4."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 102—An act to add Chapter 3 (commencing at Section 17800) to Part 3 of Division 7 of, the Business and Professions Code, relating to trading stamps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate May 6, 1959, before "Trading", insert "17801.1."

Amendment No. 2

On page 2, strike out line 2, and insert "thereto.
17801.2. "Trading stamp" does not include any coupon, ticket, certificate, card,".

Amendment No. 3

On page 2, strike out line 9, and insert "manufacturer or packer.
17801.3. "Trading stamp" does not include any coupon,".

Amendment No. 4

On page 2, between lines 14 and 15, insert
"17801.4. The Legislature finds and declares that the devices described in Sections 17801.1, 17801.2, and 17801.3 are classes of articles that are not employed in connection with practices which must be regulated as provided in this chapter to protect the people of California against improper activities of irresponsible trading stamp companies."

Amendment No. 5

On page 3, line 1, strike out "five cents ($0.05)", and insert "one dollar ($1.00)".

Amendment No. 6

On page 4, line 3, strike out "five cents ($0.05)", and insert "one dollar ($1.00)".

Amendment No. 7

On page 8, after line 39, insert
"SEC. 3. If any provision of this act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 508—An act to add Section 5016.1 to the Public Resources Code, relating to the Division of Beaches and Parks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "eliminate patented lands situated within", and insert "exchange certain lands patented to the State of California for park purposes situated outside and within 10 miles of".

Amendment No. 2

On page 1, line 5, strike out "and for purposes", and insert "for the purpose".

Amendment No. 3

On page 1, line 5, after the second "of", insert "other".

Amendment No. 4

On page 1, line 8, strike out "use", and insert "exchange".

Amendment No. 5

On page 1, line 8, strike out "exchange for".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 948—An act to amend Sections 1615, 3016, 4806, 5053, 7205, 7605, 8921, and 9530 of, and to add Sections 103, 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 8526, 9014, 9627, 18625, and 19035.7 to, and to repeal Sections 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 8526, 9014, 9627, 18625 and 19035.7 of the Business and Professions Code, and to amend Section 5053 of the Business and Professions Code as proposed to be amended and renumbered by Senate Bill No. 104, relating to payments to members of licensing boards, commissions, or committees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 5, line 13, of the printed bill, as amended in Senate May 6, 1959, after "board", insert "and each member of a committee".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1065—An act to add Section 24054 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to audit of state college funds.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate May 14, 1959, strike out "approved", and insert "in accordance with procedures prescribed".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 122—An act to amend Section 87 of, and to add Section 73.1 to, the Agricultural Code, and to amend Section 19534 of the Business and Professions Code, and Section 19537 of the Business and Professions Code as proposed by Assembly Bill No. 1755, as amended in Assembly April 9, 1959, relating to fairs, including racing thereat.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 611—An act to amend Section 5054 of, and to add Sections 5055 and 5135 to, the Business and Professions Code, and to amend Section 5134 of the Business and Professions Code as amended by Senate Bill No. 104, relating to the practice of accountancy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1049—An act to amend Section 8361 of the Water Code, relating to the Sacramento River Flood Control Project.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 87—An act to amend Section 5715 of, and to add Section 5715.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to maintaining of junior college classes outside of school district.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 587—An act to amend Sections 11270, 11272, and 11413 of the Government Code, relating to administrative costs of state agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 16, 1959, in lines 16 and 17, strike out "mentioned in", and insert ", the use of which is restricted by".

Amendment No. 2

On page 1, line 19, strike out "specifically".

Amendment No. 3

On page 1, line 20, strike out ", and directly traceable to,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 813—An act to add Sections 19464, 19465, and 19466 to the Business and Professions Code, relating to horse racing.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 914—An act to add Section 103.2 to the Welfare and Institutions Code, relating to the rule-making power of the State Social Welfare Board.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1111—An act to amend Section 399 of the Streets and Highways Code, relating to the adoption of state highway routes.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1177—An act to amend Section 333 of the Fish and Game Code, relating to antelope.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 423—An act to amend Section 7149 of the Fish and Game Code, relating to fishing licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 2, line 9, of the printed bill, as amended in Senate May 8, 1959, strike out "and any", and insert "on application to the department shall be issued a sport fishing license with two license stamps affixed thereto, free of charge.
Any".

Amendment No. 2

On page 2, lines 15 and 16, strike out "with two license stamps affixed thereto", and insert "without license stamps".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 717—An act to amend Section 3352 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to liability of school districts for bonded indebtedness.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 718—An act to amend Section 15803 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to loss of school property by fire.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 888—An act to amend Sections 28260 and 28261 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to union high school district public libraries.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 987—An act to amend Section 74261 of the Government Code, relating to municipal courts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1137—An act to add Section 11891.5 to the Public Utilities Code, relating to municipal utility districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1144—An act to amend Section 6240 of the Harbors and Navigation Code, relating to port districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1158—An act to amend Section 5782.10 of the Public Resources Code, relating to recreation and park districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1176—An act to amend Section 73972 of the Government Code, relating to municipal courts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1182—An act to amend Section 74262 of the Government Code, relating to municipal courts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1005—An act to add Section 32109 to the Health and Safety Code, relating to local hospital district boards.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1042—An act to amend Section 36 of the Alameda County Flood Control and Water Conservation District Act (Ch. 1275, Stats. 1949), relating to the establishment, government, operation and financing of zone in Pleasanton or Murray Townships.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1179—An act to amend Sections 34014, 34026, 34801, 34802, 34803, 35907, and 36575 of, and to add Sections 35008, 35009, 35410, 35411, 35909, 35910, 35911, 36409, 36831, 36832 and 36833 to, the Water Code, relating to California water districts.

Bill read second time, ordered engrossed, and to third reading.

Motion to Re-refer Senate Bill No. 1179

Senator Brown moved that Senate Bill No. 1179 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1222—An act to amend Sections 35430 and 35550.1 of the Streets and Highways Code, relating to the Parking District Law of 1951.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1223—An act to add Section 4284.1 to, and to amend Section 4288 of, the Streets and Highways Code, relating to Street Opening Act of 1903.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1225—An act to amend Sections 31530.1, 31626, 31629, 31635, 31636, 31640, 31680, 31709, 31730 and 31770.1 of, to add Sections 31568.1, 31594, 31595, and 31634.1 to, to add Chapter 2.1 (commencing at Section 31580) to Part 1, Division 18 of, and to repeal Section 31571 of, the Streets and Highways Code, relating to the Vehicle Parking District Law of 1943.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1485—An act to add Section 1450 to the Welfare and Institutions Code, relating to county medical facilities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1130—An act to add Article 8.5 (commencing at Section 31690) to Chapter 3 of Part 3 of Division 4 of Title 3 of the

Government Code, relating to county employment of persons over retirement age.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1041—An act to amend Section 5 of the Alameda County Flood Control and Water Conservation District Act (Ch. 1275, Stats. 1949), relating to the powers of the district.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "1959", and insert "1949".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1344—An act to amend the Title of, and Sections 2, 3, 4, 5, 6, 9, 10, 13, 14, 15, 16, 17, and 18 of, and to add Sections 3.1, 3.2, 3.3, 3.4, 16.1, 23.5, 36.1, 36.2, 36.3, 36.4, 36.5, 36.6, 36.7, 36.8, 36.9, 36.10, 36.11, 36.12, 36.13, 36.14, 36.15, 36.16, and 36.17 to the San Luis Obispo Flood Control and Water Conservation District Act (Chapter 1294 of the Statutes of 1945).

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 9, line 26, of the printed bill, after "act", insert ", except that condemnation may only be exercised within the district".

Amendment No. 2

On page 13, line 14, strike out "either within or without said", and insert "only within the".

Amendment No. 3

On page 13, line 33, strike out "into", and insert "in".

Amendment No. 4

On page 13, line 36, strike out "into", and insert "in".

Amendments read and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 985—An act to add Chapter 2.5 (commencing at Section 1440) to Division 2 of the Health and Safety Code, to repeal Sections 200, 201, 202, 203, 203.5, 203.6, 203.7, 203.8, 203.9, 204, 204.5, 206, 206.5, 6000, 6001, 6002, 6002.5, 6003, 6004, and 6005 of the Welfare and Institutions Code, to amend Section 2500 of the Welfare and Institutions Code, and to add Section 202 to the Welfare and Institutions Code, relating to county medical facilities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In lines 4 and 5 of the title of the printed bill, as amended in Senate April 23, 1959, strike out "206.5, 6000, 6001, 6002, 6002.5, 6003, 6004, and 6005", and insert "and 206.5".

Amendment No. 2

On page 5, strike out lines 10 to 51, inclusive.

Amendment No. 3

On page 6, strike out lines 1 to 5, inclusive.

Amendment No. 4

On page 6, line 7, strike out "3", and insert "2".

Amendment No. 5

On page 7, lines 16 and 17, strike out "206.5, 6000, 6001, 6002, 6002.5, 6003, 6004, and 6005", and insert "and 206.5".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1188—An act to add Sections 13105.5, 13113.5, 13145.5, and 13171.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the renewal of credentials authorizing service in the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 12, of the printed bill, after "school", insert "with an average daily attendance of 100 or less".

Amendment No. 2

On page 1, line 14, strike out the last "the", and insert "such".

Amendment No. 3

On page 2, line 2, after "school", insert "with an average daily attendance of 100 or less".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1050—An act to amend Sections 74842, 74843, and 74845 of the Government Code, relating to the municipal court established in a district embracing the City of Vallejo.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "74843," insert "74844,".

Amendment No. 2

On page 1, strike out lines 4 to 10, inclusive, and insert "mum salary of four hundred fifty-eight dollars ($458) monthly with increments of twenty-three dollars ($23) and twenty four dollars ($24) and twenty-five dollars ($25) and twenty-six dollars ($26) and twenty-eight dollars ($28) and twenty-nine dollars ($29) to a maximum of six hundred thirteen dollars ($613) monthly."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, between lines 12 and 13, insert

"(a) One chief deputy clerk who shall receive a minimum salary of three hundred forty-one dollars ($341) monthly with increments of seventeen dollars ($17) and eighteen dollars ($18) and nineteen dollars ($19) and twenty dollars ($20) and twenty-one dollars ($21) and twenty-two dollars ($22) to a maximum of four hundred fifty-eight dollars ($458) monthly.

(b) Three senior deputy clerks each of whom shall receive a minimum salary of three hundred ten dollars ($310) monthly with increments of fifteen dollars ($15) and sixteen dollars ($16) and seventeen dollars ($17) and eighteen dollars ($18) and nineteen dollars ($19) and twenty dollars ($20) to a maximum of four hundred fifteen dollars ($415) monthly.

(c) Six deputy clerks each of whom shall receive a minimum salary of two hundred fifty-five dollars ($255) monthly with increments of thirteen dollars ($13) and thirteen dollars ($13) and fourteen dollars ($14) and fifteen dollars ($15) and fifteen dollars ($15) and sixteen dollars ($16) to a maximum of three hundred forty-one dollars ($341) monthly.

SEC. 3. Section 74844 of said code is amended to read:

74844. There shall be one marshal who shall receive [six thousand six hundred dollars ($6,600)] *seven thousand eight dollars ($7,008)* annually.

SEC. 4. Section 74845 of said code is amended to read:

74845. The marshal may appoint:

(a) Three deputy marshals III each of whom shall receive a minimum salary of three hundred seventy-six dollars ($376) monthly with increments of nineteen dollars ($19) and twenty dollars ($20) and twenty-one dollars ($21) and twenty-two dollars ($22) and twenty-three dollars ($23) and twenty-four dollars ($24) to a maximum of five hundred five dollars ($505) monthly.

(b) One deputy marshal II who shall receive a minimum salary of three hundred forty-one dollars ($341) monthly with increments of seventeen dollars ($17) and eighteen dollars ($18) and nineteen dollars ($19) and twenty dollars ($20) and twenty-one dollars ($21) and twenty-two dollars ($22) to a maximum of four hundred fifty-eight dollars ($458) monthly.

(c) Two deputy marshals I each of whom shall receive a minimum salary of three hundred ten dollars ($310) monthly with increments of fifteen dollars ($15) and sixteen dollars ($16) and seventeen dollars ($17) and eighteen dollars ($18) and nineteen dollars ($19) and twenty dollars ($20) to a maximum of four hundred fifteen dollars ($415) monthly.

(d) One intermediate clerk who shall receive a minimum salary of two hundred sixty-eight dollars ($268) monthly with increments of thirteen dollars ($13) and fourteen dollars ($14) and fifteen dollars ($15) and fifteen dollars ($15) and sixteen dollars ($16) and seventeen dollars ($17) to a maximum of three hundred fifty-eight dollars ($358) monthly."

Amendment No. 4

On page 1, strike out lines 13 to 25, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1162—An act to amend Section 74263 of the Government Code, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "three", and insert "four".

Amendment No. 2

On page 1, line 5, strike out "two deputy marshal clerks.", and insert "one deputy marshal clerk."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1175—An act to amend Section 73974 of the Government Code, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out line 7, and insert

"Chief clerk	460	483	507	532	559
Municipal court clerk	360	378	397	417	438
Municipal court clerk assistant	343	360	378	397	417
Deputy municipal court clerk	311	327	343	360	378
Deputy municipal court clerk typist	269	282	296	311	327
Marshal	483	483	483	483	483
Deputy bailiff marshal	343	360	378	397	417
Deputy marshal clerk	282	296	311	327	343".

Amendment No. 2

On page 1, strike out lines 8 to 22, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1181—An act to amend Section 74264 of the Government Code, relating to the municipal court established in a district embracing the City of San Bernardino.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, strike out line 9, of the printed bill, and insert
"$587 $616 $647 $679 $713".

Amendment No. 2

On page 1, strike out line 11, and insert "460 483 507 532 559".

Amendment No. 3

On page 1, strike out lines 16 and 17.

Amendment No. 4

On page 1, line 21, strike out "Account clerk", and insert "Deputy municipal court clerk".

Amendment No. 5

On page 1, strike out line 23, and insert
"Municipal court clerk, typist ____ 269 282 296 311 327".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1359—An act to add Section 5781.45 to the Public Resources Code, relating to recreation and park districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "4781.45", and insert "5781.45".

Amendment No. 2

On page 1, line 18, strike out "of", and insert "or following".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 204—An act to amend Section 70046.1 of the Government Code, relating to court reporters.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 811—An act to add Section 70044.5 to the Government Code, relating to court reporters of the Superior Court of the County of San Mateo.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1236—An act to amend Section 70055.1 of the Government Code, relating to filing fees in the superior court.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1055—An act to add Section 1885 to the Code of Civil Procedure, relating to interpreters for deaf parties in civil and criminal actions and proceedings, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2236—An act to amend Section 3800 of the Fish and Game Code, relating to nonprotected birds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 1, of the printed bill, after "are:", insert "(a)".

Amendment No. 2

On page 1, lines 5 and 6, strike out "yellow-billed magpies (Pica nuttalli) ;".

Amendment No. 3

On page 1, after line 8, insert

"(b) Yellow-billed magpies (Pica nuttalli).

The provisions of subdivision (b) of this section shall be in effect until the ninety-first day after adjournment of the 1961 Regular Session of the Legislature and thereafter shall have no force or effect."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2368—An act providing for the transfer to the General Fund of amounts constituting surplus from estates of deceased persons in the Unclaimed Property Fund in the State Treasury.

Bill read second time, and ordered to third reading.

Assembly Bill No. 140—An act to add Section 233 to the Water Code, relating to water projects.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 885—An act to add Chapter 4 (commencing at Section 1700) to Part 6, Division 2 and to repeal Sections 1650 to 1663, inclusive, of the Labor Code, relating to artists' managers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 970—An act to amend Section 1765 of the Insurance Code as amended by Chapter 4 of the Statutes of 1959 and to add Section 1765.1 to the Insurance Code, relating to qualifications for surplus line brokers and special lines surplus line brokers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 990—An act to add Sections 23661.5 and 23661.6 to the Business and Professions Code, and to add Section 32110 to the Revenue and Taxation Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1194—An act to amend Section 23384 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 462—An act to add Section 1178.5 to the Military and Veterans Code, relating to the formation of veterans' memorial districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 463—An act to add Section 1198.5 to the Military and Veterans Code, relating to the management of veterans' memorial districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 464—An act to amend Sections 1192 and 1205 of the Military and Veterans Code, relating to veterans' memorial district taxes.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 465—An act to amend Section 1191 of the Military and Veterans Code, relating to the management of veterans' memorial districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 622—An act to amend Section 5281 of the Streets and Highways Code, relating to special assessment proceedings under the Improvement Act of 1911.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 662—An act to add Section 940.1 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 817—An act to amend Section 25642 of the Government Code, relating to fire protection.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 872—An act to amend Section 2330 of, and to add Section 233.6 to, the Health and Safety Code, relating to mosquito abatement districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1016—An act to amend Section 667.1 of the Welfare and Institutions Code, relating to the establishment of schools in county juvenile halls.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1050—An act to amend Section 5248 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1100—An act to add Section 14115 to the Health and Safety Code, relating to local fire protection districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1353—An act to amend Sections 1176 and 1178 of, and to add Sections 1177.5 and 1177.6 to, the Military and Veterans Code, relating to veterans' memorial districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1537—An act to add Section 918 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to co-operative studies by school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1845—An act to add Section 54906 to the Government Code, relating to highway lighting districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1976—An act to add Section 32300.2 to, and to amend Sections 32303, 32304, and 32312 of, the Health and Safety Code, relating to local hospital districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1986—An act to amend Section 27201 of, and to add Section 27201.5 to, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to county librarians.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1998—An act to add Section 25366.5 to the Government Code, relating to disposition of assets of special districts upon dissolution.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2171—An act to amend Section 6080 of the Harbors and Navigation Code, relating to harbor districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 541—An act to add Section 6523.2 to the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 557—An act to amend Sections 5871, 5875, and 5876 of the Streets and Highways Code, relating to sidewalks, curbs, and other street improvements.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1085—An act to amend Section 21683 of the Water Code, relating to elections in irrigation districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1090—An act to add Sections 20007, 20144, and 20302 to, and Article 5 (commencing at Section 20350) to Chapter 2, Part 1, Division 14 of, the Health and Safety Code, relating to police protection districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1378—An act to add Sections 7¾ and 7⅞ to Chapter 361 of the Statutes of 1915, relating to the Sacramento River West Side Levee District.

Bill read second time, and ordered to third reading.

Motion to Re-refer Assembly Bill No. 1378

Senator Brown moved that Assembly Bill No. 1378 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1770—An act to add Section 34704.1 to the Water Code, relating to officers of California water districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1819—An act to amend Section 32130.5 of the Health and Safety Code, relating to local hospital districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1820—An act to add Section 32136 to the Health and Safety Code, relating to local hospital districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1822—An act to amend Section 32100 of the Health and Safety Code, relating to local hospital districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1824—An act to amend Section 32106 of the Health and Safety Code, relating to local hospital districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1825—An act to amend Section 32132 of the Health and Safety Code, relating to local hospital districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1993—An act to amend Sections 141.5 and 2183 of the Welfare and Institutions Code, relating to public assistance warrants.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2066—An act to amend Section 14151 of the Health and Safety Code, relating to local fire districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2281—An act to add Section 53019 to, to amend Sections 53021 and 53023 of, the Government Code, relating to emergency powers of local agencies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 83—An act to add Section 32401 to the Water Code, relating to county water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 5, of the printed bill, after "district", insert "which are entirely within the county in which the district is located".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 156—An act to add Article 5 (commencing with Section 53090) to Chapter 1, Part 1, Division 2, Title 5 of the Government Code, relating to local agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Assembly May 6, 1959, after "include", insert "the State,".

Amendment No. 2

On page 3, line 35, after "to", insert "a proposed use of property by".

Amendment No. 3

On page 3, line 47, before "such", insert "the use of the property by".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 466—An act to add Article 3.5 (commencing with Section 1221) to Chapter 1, of Division 6, of the Military and Veterans Code, relating to the construction of halls, buildings and meeting places by veterans' memorial districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 4, of the printed bill, strike out "From", and insert "If the cost of construction or alteration under the contract is ten thousand dollars ($10,000) or more, from".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1726—An act to amend Section 26108 of the Government Code, relating to compensation and traveling expenses of the members of a county board of trade or county chamber of commerce.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Assembly April 20, 1959, after "thereof", insert "; provided, that no such expenses shall be paid for travel outside the limits of this State".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1989—An act to amend Section 27401 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to municipal libraries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "a", and insert "the".

Amendment No. 2

On page 1, line 12, strike out "corresponding thereto," and insert "thereof".

Amendment No. 3

On page 1, strike out lines 19 and 20, and insert "maintenance includes preserving, repairing and altering existing structures."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1084—An act to amend Section 14376 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the employment after retirement of certificated employees by school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly April 15, 1959, strike out "Section 14376", and insert "Sections 14309 and 14376".

Amendment No. 2

On page 2, strike out lines 3 and 4, and insert

"SECTION 1. Section 14309 of the Education Code is amended to read:

14309. Except as otherwise provided in this section *and Section 14376*, no person retired for service shall accept employment in a status requisite for membership in the Retirement System (including, with respect to persons retired after October 1, 1945, a status in which the person may elect membership in this or another retirement system, and only while such status includes the right of election), or in any teaching capacity in a public school, within two years after the effective date of retirement, and in any event not until after notifying the Retirement Board at its

office in Sacramento, and if retirement is for disability, until the board has determined by medical examination, that he is no longer incapacitated. If any person fails to comply with these requirements, the employment shall be invalid. At any time prior to July 1, 1947, or prior to the termination of the war in which the United States of America was, on June 16, 1944, engaged, whichever is the earlier, any person heretofore or hereafter retired for service or after attaining an age at which the classification of persons as permanent employees of school districts ceases and who was not otherwise retired because of bodily or mental infirmity may, after giving notice to the Retirement Board at its office in Sacramento, accept employment in any status requisite for membership in the Retirement System or in any teaching capacity in a public school.

SEC. 2. Section 14376 of said code is amended to read:".

Amendment No. 3

On page 2, strike out line 5; and in line 6, strike out "trary, any", and insert "14376. Any".

Amendment No. 4

On page 2, line 9, after "qualifications", insert ", or as a teacher in a rest home for the aged, or in a community center operated exclusively for the aged,".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1458—An act to amend Sections 950 and 1152 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to notice of school district elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 22, 1959, in lines 8 and 9, strike out "or, at the option of the governing body," and insert "and".

Amendment No. 2

On page 2, strike out lines 5 to 8, inclusive, and insert "of the purposes of the election.

At least 60 days before the date of the election the governing board of the school district, county superintendent of schools, board of supervisors, or other authority calling the election, shall furnish the county clerk or registrar of voters with a list of precincts established for the election and the polling place in each such precinct, together with a copy of the statement of the purposes of the election. The same information shall be furnished the county superintendent of schools.

Costs incurred in connection with this section shall be paid out of the funds of the district."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 579—An act to amend Sections 13581, 13582, 13592, 13601, 13621, 13622, and 13651 of, and to add Sections 13580, 13604, 13651.3, 13651.4, and 13739.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 4 of the printed bill, as amended in Assembly April 29, 1959, strike out line 4; and in line 5, strike out "standing, the", and insert "child. The".

Amendment No. 2

On page 4, lines 18 and 19, strike out "is entitled to three days leave of absence for", and insert "may be granted necessary leave of absence, not to exceed three days, on account of".

Amendment No. 3

On page 4, line 19, strike out ", and to", and strike out line 20; and in line 21, strike out "district may allow".

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 579

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Assembly April 29, 1959, before "employees", insert "(a)".

Amendment No. 2

On page 1, line 7, strike out "defined", and insert "provided".

Amendment No. 3

On page 1, line 9, after "chapter", insert "and (b) employees of a school district lying wholly within a city or city and county which provides in its charter for a merit system of employment for employees not employed in positions requiring certification qualifications."

Amendment No. 4

On page 1, line 16, after "chapter", insert "or Section 13756".

Amendment No. 5

On page 2, between lines 6 and 7, insert
"The provisions of this section shall be complied with no later than July 1, 1960."

Amendments read, and adopted.
Bill ordered printed, and to third reading.

Assembly Bill No. 871—An act to amend Section 2350 of the Health and Safety Code, relating to mosquito abatement districts.

Bill read second time.

Consideration of Committee Amendments

The folowing amendment was proposed by the Committee on Local Government:

Amendment No. 1

On lines 14 and 15, of the printed bill, as amended in Assembly April 6, 1959, strike out "program of mosquito abatement and gnat control", and insert "control program".

Amendment read, and adopted.
Bill ordered printed, and to third reading.

Assembly Bill No. 1982—An act to amend Sections 7203 and 7211 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district libraries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 8801.1 to,".

Amendment No. 2

On page 1, strike out lines 15 and 16.

Amendment No. 3

On page 1, line 19, strike out "with the county superintendent of schools".

Amendment No. 4

On page 2, line 5, after the period, insert "The proceedings may provide for either:

(a) The complete withdrawal of affiliation effective on the first day of July of the ensuing one year, or

(b) A gradual withdrawal over a period of not to exceed five years beginning on the first day of July next succeeding the termination of proceedings.

The county board of education shall adopt rules and regulations governing such a gradual withdrawal, including the period to be covered, not to exceed five years, the amount of payment for each year, and the amount of service to be rendered. The terms of such gradual withdrawal shall comply with such rules and regulations.

SEC. 3. Section 8801.1 is added to said code, to read:

8801.1. With the approval of the county board of education in those counties in which the county superintendent of schools performs library services for the school library of any district pursuant to Section 8801 of this code, the governing board of the school district may agree with the county superintendent of schools to terminate the affiliation of the district with the county superintendent of schools with respect to library services. Either the governing board of the school district, or the county superintendent of schools may initiate termination proceedings. Notice of termination shall be given on or before the first day of July of any year, and shall take effect the thirtieth day of June of the ensuing one year.

The proceedings may provide for either:

(a) The complete withdrawal of affiliation effective on the first day of July of the ensuing one year, or

(b) A gradual withdrawal over a period of not to exceed five years beginning on the first day of July next succeeding the termination of proceedings.

The county board of education shall adopt rules and regulations governing such a gradual withdrawal, including the period to be covered, not to exceed five years, the amount of payment for each year, and the amount of service to be rendered. The terms of such gradual withdrawal shall comply with such rules and regulations."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1908—An act to add Chapter 10 (commencing at Section 25900) to Division 20 of, and to amend Sections 26244, 26247, 26254, and 26255 of the Health and Safety Code, to amend Section 1064 of the Agricultural Code, and to amend Sections 4168 and 4171 of the Business and Professions Code, relating to labeling of containers of dangerous drugs, poisons, and other hazardous substances.

Bill read second time, and ordered to third reading.

Assembly Bill No. 708—An act to add Chapter 8 (commencing at Section 25701) to Division 20 of the Health and Safety Code, relating to the manufacture and sale of toys.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2277—An act to amend Section 24360.2 of the Health and Safety Code, relating to air pollution control.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2142—An act to add Part 2.3 (commencing at Section 18897) to Division 13 of the Health and Safety Code, relating to organized camps.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2174—An act to amend Sections 89 and 112 of the Code of Civil Procedure, relating to municipal and justice courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, lines 21 and 22, of the printed bill, strike out "2422 of the Civil", and insert "Section 15028 of the Corporations".

Amendment No. 2

On page 3, lines 11 and 12, of the printed bill, strike out "seventy-five dollars ($75)", and insert "one hundred twenty-five dollars ($125)".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 135—An act to add Section 26736 to the Government Code, relating to the fees of sheriffs, marshals and constables.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 326—An act to amend Section 10504 of the Streets and Highways Code, relating to remedies in case of default by contractor.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1141—An act to amend Section 780 of the Probate Code, relating to sales of real property.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1142—An act to amend Section 1405 of the Probate Code, relating to guardians.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1409—An act to add Section 26206 to the Government Code, relating to rewards for apprehension and conviction of vandals.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "26206", and insert "26207".

Amendment No. 2

On page 1, line 1, strike out "26206", and insert "26207".

Amendment No. 3

On page 1, line 3, strike out "26206", and insert "26207".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1138—An act to amend Section 537.5 of the Code of Civil Procedure, relating to attachments.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1139—An act to amend Section 1198.1 of, and to add Section 1198.2 to, the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1775—An act to amend Section 1195 of the Penal Code, relating to bail.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1776—An act to amend Sections 1278, 1287, 1458, and 1459 of the Penal Code, relating to undertakings of bail.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2054—An act to add Chapter 6 (commencing with Section 12550) to Title 2, Part 4, of the Penal Code, relating to firearms.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1172—An act to add Part 13 (commencing with Section 30001) to Division 2 of the Revenue and Taxation Code, imposing a tax with respect to cigarettes, and making an appropriation, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1177—An act to amend Sections 17041, 17048, 17072, 17171, 17181, 17208, 17209, 17224, 17402, 17411, 17503, 17673, 17674, 17734, 17736, 17737, 17739,17852, 17853, 18161, 18181, 18182, 18183, 18185, 18186, 18191, 18192, 18200, 18202, 18242, 18401 and 18402 of, and to add Sections 17211, 17211.5, 17212, 17213, 18151, 18152, 18162, 18187, 18188, 18189, 18190, 18190.1, 18190.2, 18204, 18205, 18206, 18207, 18208, 18209, and 18210 to, and to repeal Sections 18151 and 18152 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Bill read second time, and ordered to third reading.

Senator McCarthy Presiding

At 11.25 a.m., Senator John E. McCarthy, Vice Chairman of the Committee on Rules, presiding.

MOTION TO RETURN SENATE BILL NO. 786

Senator Farr moved that the Governor be requested to return Senate Bill No. 786 to the Senate for further consideration.

Motion carried.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 11.27 a.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

RECESS

At 11.30 a.m., on motion of Senator Dolwig, the Senate recessed for the purpose of hearing selections by the Burlingame High School String Orchestra.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Dolwig, Short, and Berry, as a Special Committee to escort Mr. M. Lawrence Short, conductor, to the rostrum.

INTRODUCTION OF MR. M. LAWRENCE SHORT

Senator Short introduced Mr. M. Lawrence Short, the brother of the Senator, to the Senate.

The Senate was then entertained with three selections, "Gopak," "Minuetto in B-flat," which was dedicated to Mr. Nolan, Chief Sergeant-at-Arms, and "Plink, Plank, Plunk."

The orchestra was invited to play at the Brussels World Fair, and worked to make money for the trip. The members of this very fine orchestra are as follows: Mr. M. Lawrence Short, Conductor; Mr. Hugh Wayne, San Mateo City Councilman, accompanying the group with Mrs. Short and Mrs. Weathers; Joel J. Harband, James T. Kirk, William W. Galbraith, Julian M. Libet, James L. Young, Eileen J. Schnur, Rosalind V. Fay, Janet Mateer, Claudia Warrd, Susan E. Allen, Barbara L. Wampner, Jan Wedertz, Melinda L. Biggs, Marilyn Garner, Karen Weathers, Jean I. Ross, Carol Mathiesen, Eva Agren, Shelley Reid, Traudie Rokitta, Marsha Spalding, Elizabeth P. Aldrich, Barbara J. Murphy, Margaret J. Herger, Carolyn L. Wiswell, and Dieter Nachtrieb.

REASSEMBLED

At 11.47 a.m., the Senate reassembled.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

RECESS

At 11.48 a.m., on motion of Senator Dilworth, the Senate recessed for the purpose of hearing comments of Mr. Loyd Wright, a distinguished member of the California Bar Association.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senator Dilworth as a special committee to escort his guest to the rostrum.

INTRODUCTION OF MR. LOYD WRIGHT

Senator Dilworth introduced Mr. Loyd Wright to the Senate.

Senator Dilworth: Mr. President and Members of the Senate, I thank you for the privilege of introducing to you my esteemed friend, Loyd Wright.

In 1915 he was graduated from the University of California Law School and was admitted to the Bar. He holds a doctorate of jurisprudence from the University of Ottawa, Canada.

During the First World War, he was a 1st lieutenant in the infantry. From 1917 to 1919, he was overseas in Europe. In 1938, he was president of the Los Angeles Bar Association and was admitted to the California State Bar in 1915.

His most recent appointment was with the Government Securities Commission, and the commissioners elected him chairman of the commission, and they spent 18 months in intensive study of the security of our Country, and to them there were no files that they did not have the privilege to see. There were no files restricted from this commission, and they filed their final report in June, 1957.

Mr. Wright is currently chairman of the International Bar Association, an organization made up of attorneys and bar associations from different countries in the world outside the Iron Curtain.

I have the great privilege and honor to present Mr. Loyd Wright. (Applause)

ADDRESS BY MR. WRIGHT

Mr. Wright: Mr. President, gentlemen of the Senate, I want to first thank you, Senator Dilworth, for your introduction. I am humbly grateful, Mr. President, for the honor and privilege of addressing you. I have come here today to plead that we, all Americans assist so that the splendid young pepole who just entertained you and their successors in citizenship shall always be privileged and permitted to play the music of their own choice.

As Senator Dilworth has told you, I was honored by being elected chairman of the Commission on Government Security. This was a bipartisan commission, six Democrats and six Republicans gathered from all corners of the Nation, and composed of various political faiths. We rendered a unanimous report in most particulars under the mandate of Congress, which mandate was unanimously passed after months of study and testimony from those who had the facts.

In June, 1957, we rendered our report. Now, there is much confusion, gentlemen of the Senate, in the Nation. People, for reasons of obscurity, seek to avoid the ordinary common-sense approach to protecting our fundamental principles of government and to avoid the subversion of our government and of our people.

We are in mortal conflict with a godless ideology, and it can only be won if the moral and economic strength of America endures, and we prevail. Not only our freedoms but the freedom of all free peoples of the world are at stake. Hence, it is going to be necessary in this mortal conflict that you and I as citizens recognize fully our responsibility to our fellow 175,000,000 Americans, and that we think perhaps of some alleged personal rights.

As I said I am exceedingly proud of this report because it is the only piece that protects the loyal American citizen from the awful influence and encroachment of a centralized government.

We have recommended, by way of example, that he who is accused of being disloyal shall be confronted with the accuser excepting in very rare instances when certified by the Attorney General or a cabinet officer that the security of the Nation would be endangered.

We have recommended that a man accused shall have the right of subpoena. In America, a Nation made great by being realistic, today, gentlemen of the Senate, if I am accused and working in Washington and I request a certain witness, there is no way of my taking his deposition in my behalf. Think of it!

So, we have recommended that a witness who is accused shall have the right to take depositions. Indeed, we have gone further, that everybody shall have the right to subpoena, and if I am proven not disloyal, then the government as it should, it being the accuser, has to pay for the costs of their transportation, and per diems, etc., the same as you would in a civil suit.

I would like, if I may, Mr. President, to confess I testified before the Subcommittee on International Security of the Senate Committee on Judiciary in Washington, and I would like to read a brief part of that testimony because I believe it is applicable to the terrific and tremendous responsibilities which you gentlemen of the Senate have as custodians of the future of the rights and privileges of the people of the State of California.

"In a Nation of freemen, governed by law, there are, it seems to me, four principal weapons of combating an international conspiracy aimed at its subversion and destruction. The first weapon is disclosure, to apprise the citizens of the Nation of the danger, to marshal their support and aid in the resistance, and to determine the kind of legislation which will serve to protect the Nation.

"A related measure of security, also intended to strip the cloak of secrecy from conspiratorial activity, is to brand the organizations, and members of the subversive web and their subtle propaganda plainly and unmistakably, through the processes of the law, so that their objectives are clearly marked for all to see, and so that no naive citizen will be deceived or beguiled by innocent pretensions and appearances.

"Similarly, the activities of the conspiracy must be kept under constant surveillance by the law enforcement and investigative agencies, so that subversive campaigns can be countered and thwarted.

"In addition to disclosure and investigations, a second major weapon of defense against such a conspiracy is the use of the criminal laws to punish those who engage in the conspiracy and also to disrupt its leadership.

"A third weapon of security for a nation so imperiled is an effective system to assure that all positions in the government establishment are not occupied by those who are dedicated to the overthrow of that government, or susceptible to pressures to do so.

"Private associations which wield great power in the Nation's defense effort and which enjoy sanctions and privileges conferred by the government, such as the great labor unions should also be protected from infiltration in their leadership by conspirators who would misuse their powers in furtherance of the aims of a foreign enemy.

"Fourth among the weapons available to defend against the threat is the limitation of international travel which is essential to the workings of an international conspiracy. Spies, saboteurs, and other agents of the conspiracy must be excluded or, if they have entered, deported, and American traitors must be denied the privilege of traveling abroad to facilitate espionage or otherwise to further the conspiracy."

That, of course, is your public hearing, your investigatory processes that have been historical in all legislatures since the beginning of the Nation.

There are 335 known subversives under order of deportation in the United States among 10,100 others who were caught and convicted of

conspiracies. We cannot return them to Europe because the treaty provisions do not permit us to unless the nation of origin accepts them. Among those 335 are some of the worst conspirators that have ever come to our shores, and yet we have to put them on parole as we do our hardened criminals and expect them monthly to go to a parole officer and tell him what subversive activities they have been participating in during the month.

We have recommended by way of example that if these men will not go back, no one from that nation shall be permitted to come to these shores of America until the nation of origin takes them back.

Now, gentlemen, everyone who has the facts, the loyal servants in our government who are charged with the delicate job of protecting the Nation and you and posterity, have alerted you almost weekly that the conspiratorial efforts have been enhanced and emphasized. We need to avoid further complacency.

I hope that this distinguished group who, as I said, are the trustees of the future privileges and rights and opportunities of the future citizens of this Nation may find it convenient to read this report, Mr. President, and see if you find it within your discretion to support it.

I don't wish to further belabor the obvious, the using of our right to select our own God and worship in our own church. The principle of our long established philosophy of the dignity of the individual under the rule of law is not a memory.

The Soviets have used our own textbooks, used in our own high schools to indoctrinate the young American soldiers captured in Korea. For the first time in the history of America one-third of the captives defected through the use of the textbooks we permit to be used in our own schools. Think of it!

I plead as an American citizen, as a citizen of this State, as one who is approaching the evening of life, and has enjoyed great privileges and opportunities under our glorious experimental government, that complacency shall not settle down on this distinguished chamber.

I thank you for the graciousness of your invitation and your audience, Mr. President, and I would like to present to you this report, hoping that out of your consideration we may get support for the principles advanced in it. Thank you very much.

Senator Dilworth: Thank you, Mr. Wright. We greatly appreciate your taking your time out of your very busy life to come here and give us a few of the judgments that you have come to as a result of your long service in many activities in the legal profession. I certainly thank you for your words and for your time this morning.

REASSEMBLED

At 12 noon, the Senate reassembled.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 1397

Senator Burns moved that Senate Bill No. 1397 be withdrawn from Committee on Insurance and Financial Institutions, and re-referred to Committee on Governmental Efficiency.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Joint Resolution No. 26: By Senator Farr (Co-authored by Assemblyman Pattee)—Relative to the Army Language School at Monterey.

Request for Unanimous Consent

Senator Farr asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 26, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 26

Senate Joint Resolution No. 26 –Relative to the Army Language School at Monterey.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES –Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senators Dolwig and Short:

Senate Resolution No. 130

Relative to the Burlingame High School string orchestra

WHEREAS, The Burlingame High School string orchestra is a group of young students, which under the able direction of Mr. M. Lawrence Short, has achieved a wide reputation both here and abroad for its excellent concerts; and

WHEREAS, This orchestra officially represented the United States at the Brussels World Fair in August of 1958, and in addition gave concerts at Copenhagen and Munich, performed for the German newsreel cameras, and appeared on a Belgium television station; and

WHEREAS, In the last few years the orchestra has received the highest possible ratings at the Northern California Music Festival Competitions; and

WHEREAS, These talented young musicians whose ages range from 13 to 18 years, have been highly praised for their capable interpretations of the many complex classical selections in their repertoire; and

WHEREAS, It is fitting that the Legislature accord recognition to these teen-agers, who despite the many hours devoted to their music have consistently maintained academic grades far above average; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate hereby commend the members of the Burlingame High School string orchestra on their excellent performance at the Brussels World Fair as representatives of the youth of this Nation, and extend congratulations to Director M. Lawrence Short on his success in training this outstanding group of young musicians; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Director Short.

Resolution read, and unanimously adopted on motion of Senator Dolwig.

By Senator Thompson:

Senate Resolution No. 131

Relative to commending the San Jose State College boxing team

WHEREAS, On April 4, 1959, the San Jose State College boxing team successfully defended its National Collegiate Athletic Association title in a tournament held at Reno, Nevada; and

WHEREAS, The achievement of this victory made San Jose State College the first college in history to win two consecutive national team championships in the National Collegiate Athletic Association boxing tournament; and

WHEREAS, Under the expert coaching of Professor Julie Menendez the 1959 boxing team achieved a record of seven victories, one draw, and one defeat; and

WHEREAS, Two members of this championship team won individual titles in the 1959 tournament as well; and

WHEREAS, It is most appropriate that this fine record of sportsmanship and athletic accomplishment be accorded well-merited recognition; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate of the State of California do hereby extend to San Jose State College, to Julie Menendez, and to the individual members of the boxing team their sincere and heartiest congratulations upon their outstanding victory as National Collegiate Athletic Association Boxing Champions for the second consecutive year; and be it further

Resolved, That the Secretary of the Senate be hereby directed to prepare and transmit suitably prepared copies of this resolution to the president of San Jose State College, Dr. John T. Wahlquist; to the head of the Men's Physical Education Department, Dr. Charles Nagel; and to Julie Menendez, coach of the San Jose Spartans.

Resolution read, and unanimously adopted on motion by Senator Thompson.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 99—An act to amend Section 410 of the Code of Civil Procedure, relating to service of process.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 99?

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 31, 1959, strike out lines 34 and 35, and insert

"SEC. 2. This act shall become operative on".

Amendment No. 2

On page 1, line 11, of the printed bill, as amended in Senate March 31, 1959, strike out "the face of".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 99 by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—29.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 194—An act to add Section 2378.5 to the Business and Professions Code, and Chapter 7 (commencing at Section 1700), Division 2, to the Health and Safety Code, relating to the creation of a

Cancer Advisory Council, and the regulation and control of the diagnosis, treatment, and cure of cancer.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 194?

Amendment No. 1

On page 6, line 33, of the printed bill, as amended in Senate March 13, 1959, after "1720.", insert "All hearings authorized by this chapter shall be conducted in accordance with Chapter 5 (commencing with Section 11500) of Part 1, Division 3, Title 2 of the Government Code.
1721."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 194 by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, Thompson, and Williams—30.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 274—An act to add Section 10177 to the Insurance Code, to add Sections 1137, 1137.1, and 1137.2 to the Probate Code, and to amend Section 13724 of the Revenue and Taxation Code and Section 381 of the Probate Code, relating to testamentary trusts of life insurance proceeds.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 274?

Amendment No. 1

On page 2, line 1, of the printed bill, as amended strike out "but nothing herein contained shall"; and strike out all of line 2, and insert "but nothing herein contained shall impair the right of a duly appointed trustee thereafter to recover such proceeds from the person or persons to whom so paid."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 274 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—32.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 792—An act to amend Sections 10851, 10852 and the heading of Article 8 (commencing with Section 10851) of Chapter 1 of Division 9, and to add a new Section 10851 and Section 10853 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to hazing.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 792?

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Assembly May 6, 1959, after "State", insert "; but the term "hazing" does not include customary athletic events or other similar contests or competitions".

Second Set of Amendments to Senate Bill No. 792

Amendment No. 1

On page 2 of the printed bill, after line 23, insert

"If he has reason to believe that a forfeiture should be declared under this section, the Attorney General or the district attorney of any county or city and county may institute a special proceeding in the superior court to establish such forfeiture. Any funds so forfeited shall be deposited in the State Treasury and credited to the State School Fund."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 792 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—32.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 973—An act to repeal Section 4786.5 of, and to add Section 4786.5 to, the Health and Safety Code, relating to county sanitation districts.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 973?

Amendment No. 1

On page 1 of the printed bill, strike out line 10, and insert "an urgency health measure to avert an emergency threat to the public health and safety, the fact of such recommendation and a finding that such a threat to the public health and safety exists is".

Amendment No. 2

On page 1, line 17, of the printed bill strike out "March 31, 1962", and insert "March 1, 1961".

Second Set of Amendments to Senate Bill No. 973

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly May 1, 1959, after line 21, insert

"This section shall be applicable only to districts located within the County of Orange.

The Legislature finds and declares that special problems of sanitation exist in the County of Orange due to the extremely rapid growth in population and the rapid opening of large new tracts of land to residential development and further finds and declares that in areas of Orange County serious difficulties involving sewage overflow and other related problems have arisen which threaten the health of Orange County residents.

These problems are not, however, common to all areas of the State in which county sanitation districts are located. It is therefore, hereby declared that a general law cannot be made applicable and that the enactment of this section as a special law is necessary to effectuate the solution of problems which threaten the health of the residents of Orange County."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 973 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—34.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 969—An act to add Section 25537 to the Government Code, relating to county government.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 969?

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in Senate April 17, 1959, before the period, insert ", the term of the executed lease shall not exceed one year, and the lease is not renewable".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 969 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—33.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Concurrent Resolution No. 43—Relative to state employee parking facilities.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Concurrent Resolution No. 43?

Amendment No. 1

On page 2 of the printed bill, between lines 37 and 38, insert "that a system of fees shall be established and maintained which is designed to meet as nearly as is feasible to do so the total statewide cost of developing and operating the parking facilities;".

The roll was called, and the Senate concurred in Assembly amendment to Senate Concurrent Resolution No. 43 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Above resolution ordered enrolled.

THIRD READING OF SENATE BILLS

Senate Bill No. 974—An act to amend Sections 27463 and 27464 of the Government Code, relating to coroners.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator Miller Presiding

At 12:30 p.m., Senator George Miller of the Seventeenth Senatorial District, presiding.

Senate Bill No. 975—An act to amend Sections 27470 and 27471 of the Government Code, relating to coroners.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 19—Relative to a minimum wage law for agricultural workers.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—28.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 48—An act to amend Sections 26, 951, 953, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to elections.

Motion to Retain Place on File

Senator Burns moved that Senate Bill No. 48 be passed on file and retain its place.

Motion carried.

Senate Bill No. 997—An act to amend Section 35400 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the length of semitrailers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 998—An act to amend Section 35401 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the lengths of semitrailers and combinations of vehicles.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate May 20, 1959, after "total", insert "length".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Senator McCarthy Presiding

At 12.46 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 101—An act to amend Section 5536 of the Business and Professions Code, relating to the practice of architecture.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.
NOES—Senators Hollister and Richards—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 610—An act to add Section 7113.5 to the Business and Professions Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 1327

Senator Miller moved that Senate Bill No. 1327 be withdrawn from Committee on Water Resources for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1327—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to delivery of surplus water into, and extractions thereof for exportation from, the Sacramento-San Joaquin Delta.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 17 and 18, of the printed bill, strike out "California Water Development Program", and insert "State Water Resources Development System".

Amendment No. 2

On page 2, line 26, after "Delta", insert "at any point of time,".

Amendment No. 3

On page 3, between lines 2 and 3, insert

"12005. The department shall undertake the integrated construction, management and operation of all water production and distribution works of the State Water Resources Development System."

Amendment No. 4

On page 3, line 33, after "Delta", insert "and that any right to water under such contract is limited to surplus water, as defined in Section 12021."

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 1327

Amendment No. 1

On page 2, line 10, of the printed bill, strike out "a plentiful", and insert "an adequate".

Amendment No. 2

On page 2, lines 11 and 12, strike out "and industry", and insert ", industry, urban, and recreational development".

Amendment No. 3

On page 2, line 15, after "State", insert ", except that delivery of such water shall be subject to the provisions of Section 10505 and Sections 11460 to 11463, inclusive, of this code".

Amendment No. 4

On page 2, line 20, strike out "the responsibility"; strike out line 21; and in line 22, strike out "Project to maintain salinity control", and insert "the operation of the Federal Central Valley Project, salinity control will be maintained".

Amendment No. 5

On page 2, line 23, strike out the comma and insert ". Furthermore".

Amendments read, and adopted.

Third Set of Amendments to Senate Bill No. 1327

Amendment No. 1

On page 3 of the printed bill, strike out lines 6 to 13, inclusive, and insert "12020. The Sacramento-San Joaquin Delta shall include all the lands within the area bounded as follows:

Beginning at the Sacramento River at the I Street bridge proceeding westerly along the Southern Pacific Railroad to its intersection with the west levee of the Yolo By-Pass; southerly along the west levee to an intersection with Putah Creek, then westerly along the left bank of Putah Creek to an intersection with the north-south section line dividing sections 29 and 28, T8N, R6E; south along this section line to the northeast corner of section 5, T7N, R3E; west to the northwest corner of said section; south along west boundary of said section to intersection of Reclamation District No. 2068 boundary at northeast corner of SE ¼ of section 7, T7N, R3E; southwesterly along Reclamation District No. 2068 boundary to southeast corner of SW ¼ of section 8, T6N, R2E; west to intersection of Maine Prairie Water Association boundary at southeast corner of SW ¼ of section 7, T6N, R2E; along the Maine Prairie Water Association boundary around the northern and western sides to an intersection with the southeast corner of section 6, T5N, R2E; west to the southwest corner of the SE ¼ of said section; south to the southwest corner of the NE ¼ of section 7, T5N, R2E; east to the southeast corner of the NE ¼ of said section; south to the southeast corner of said section; west to the northeast corner of section 13, T5N, R1E; south to the southeast corner of said section; west to the northwest corner of the NE ¼ of section 23, T5N, R1E; south to the southwest corner of the NE ¼ of said section; west to the northwest corner of the SW ¼ of said section; south to the southwest corner of the NW ¼ of section 26, T5N, R1E; east to the northeast corner of the SE ¼ of section 25, T5N, R1E; south to the southeast corner of said section; east to the northeast corner of section 31, T5N, R2E; south to the southeast corner of the NE ¼ of said section; east to the northeast corner of the SE ¼ of section 32, T5N, R2E; south to the northwest corner of section 4, T4N, R2E; east to the northeast corner of said section; south to the southwest corner of the NW ¼ of section 3, T4N, R2E; east to the northeast corner of the SE ¼ of said section; south to the southwest corner of the NW ¼ of the NW ¼ of section 11, T4N, R2E; east to the southeast corner of the NE ¼ of the NE ¼ of said section; south along the east line of section 11, T4N, R2E to a road intersection approximately 1000 feet south of the southeast corner of said section; southeasterly along an unnamed road to its intersection with the right bank of the Sacramento River about 0.7 mile upstream from the Rio Vista bridge; southwesterly along the right bank of the Sacramento River to the northern boundary of section 28, T3N, R2E; westerly along the northern boundary of sections 28, 29, and 30, T3N, R2E and sections 25 and extended 26, T3N, R1E to the northwest corner of extended section 26, T3N, R1E; northerly along the west boundary of section 23, T3N, R1E to the northwest corner of said section; westerly along the northern boundary of sections 22 and 21, T3N, R1E to

the Sacramento Northern Railroad; southerly along the Sacramento Northern Railroad to the ferry slip on Chipps Island; across the Sacramento River to the Mallard Slough pumping plant intake channel of the California Water Service Company; southward along the west bank of the intake channel and along an unnamed creek flowing from Lawler Ravine to the southern boundary of the Contra Costa County Water District; easterly along the southern boundary of the Contra Costa County Water District to the East Contra Costa Irrigation District boundary; southeasterly along the southwestern boundaries of the East Contra Costa Irrigation District, Byron-Bethany Irrigation District, West Side Irrigation District and Banta-Carbona Irrigation District to the northeast corner of the NW ¼ of section 9, T3S, R6E; east along Linne Road to Kasson Road; southeasterly along Kasson Road to Durham Ferry Road; easterly along Durham Ferry Road to its intersection with the right bank of the San Joaquin River at Reclamation District No. 2064; southeasterly along Reclamation District No. 2064 boundary, around its eastern side to Reclamation District No. 2075 and along the eastern and northern sides of Reclamation District No. 2075 to its intersection with the Durham Ferry Road; north along the Durham Ferry Road to its intersection with Reclamation District No. 17; along the eastern side of Reclamation District No. 17 to the southeastern corner of Reclamation District No. 404; northerly and then westerly around Reclamation District No. 404 to the San Joaquin River; across the San Joaquin River downstream along the left bank of the San Joaquin River to Burns Cutoff; downstream along the left bank of Burns Cutoff to the San Joaquin River; across the San Joaquin River to the right bank of the Calaveras River; easterly along the right bank of the Calaveras River to Pacific Avenue (Thornton Road); north along Pacific Avenue continuing onto Thornton Road to its intersection with the boundary line dividing Woodbridge Irrigation District and Reclamation District No. 348; east along this boundary line to its intersection with the Mokelumne River; continuing easterly along the right bank of the Mokelumne River to an intersection with the range line dividing R5E and R6E; north along this range line to the Sacramento-San Joaquin County line; west along the county line to an intersection with Reclamation District No. 1609; northerly along the eastern boundary of Reclamation District No. 1609 to the Cosumnes River, upstream along the right bank of the Cosumnes River to an intersection with the eastern boundary of extended section 23, T5N, R5E; north along the eastern boundary of said extended section to the southeast corner of the NE ¼ of the NE ¼ of said extended section; west to the southeast corner of the NE ¼ of the NW ¼ of said extended section; north to the southeast corner of the NW ¼ of extended section 14, T5N, R5E; west to an intersection with Desmond Road; north along Desmond Road to Wilder-Ferguson Road; west along Wilder-Ferguson Road to the Western Pacific Railroad; north along the Western Pacific Railroad to the boundary of the Elk Grove Irrigation District on the southerly boundary of the N ½ of section 4, T5N, R5E; northerly along the western boundary of the Elk Grove Irrigation District to Florin Road; west on Florin Road to the eastern boundary of Reclamation District No. 673; northerly around Reclamation District No. 673 to an intersection with the Sacramento River and then north along the left bank of the Sacramento River to I Street bridge.

Section, range, and township locations are referenced to the Mount Diablo Base Line and Meridian. Road names and locations are as shown on the following United States Geological Survey Quadrangles, 7.5 minute series: Rio Vista, 1953; Clayton, 1953; Vernalis, 1952; Ripon, 1952; Bruceville, 1953; and, Florin, 1953."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Motion to Print With a Rush Order

Senator Miller moved that Senate Bill No. 1327 be sent to print with a rush order.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1101—An act to add Chapter 6 (commencing at Section 50970) to Part 5 of Division 15 of, and to repeal Section 50902 and Article 11 (commencing at Section 51485) of Chapter 2 of Part 7 of Division 15 of, the Water Code, relating to reclamation districts.

Bill read third time, and passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 644—An act to add Chapter 2.6 (commencing at Section 24375) to Division 20 of the Health and Safety Code, creating the San Joaquin Valley Air Pollution Control District, setting forth its organization, powers, and duties, all relating to the control of air pollution.

Bill read third time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

On page 14, line 38, of the printed bill, as amended in Senate May 15, 1959, strike out "24367.30", and insert "24376.30".

Amendment No. 2

On page 15, between lines 36 and 37, insert

"Article 15. Withdrawal of a County

24376.40. The board of supervisors of any county which is included within the district may at any time after the creation of the district, by resolution, call a special election for the purpose of submitting to the voters of the county a proposal that the county withdraw from the district.

24376.41. The resolution shall state the time and place and purpose thereof, establish election precincts, designate polling places, and appoint election officers and, in all respects not provided in this article, the election shall be held and conducted, as nearly as practicable, in the same manner as elections for county officers in the county. In the event such election shall be consolidated with any other election, the resolution calling the election need not describe the precincts, polling places, or appoint officers of election, but may refer to the ordinance, order, resolution, or notice calling, or providing for, such other election, or listing or designating the precincts, polling places, and election officers therefor for the precincts, polling places, and officers of election for the election called under this article. The resolution shall be published pursuant to Section 6066 of the Government Code in the county, the first publication thereof being at least 30 days prior to the date of election.

24376.42. The ballot for such election shall contain such instructions as are required by law to be printed thereon, and in addition there shall appear the following:

Shall _____ County withdraw from the San Joaquin Valley Air Pollution Control District?	YES
	NO

24376.43. The board of supervisors of the county shall meet on the Monday following the day on which the election is held and canvass the vote cast at the election. The board of supervisors shall thereupon declare the results of such canvass and cause a certified copy of such results to be filed in the Office of the Secretary of State and with the governing body of the San Joaquin Valley Air Pollution Control District.

24376.44. If the copy of the results of the election shows that a majority of the voters voting at the election were in favor of the withdrawal of the county from the district, from and after the date of the filing of the copy of the results in the Office of the Secretary of State the county is withdrawn from the district.

24376.45. The board of supervisors calling an election shall make all provisions for the holding of such election and the costs thereof shall be a proper charge against the county.

24376.46. No informality in any proceeding or in the conduct of an election not substantially affecting adversely the legal rights of any citizen, shall be held to invalidate the withdrawal of a county from the district, and any proceedings attacking the validity of such a withdrawal, shall be commenced within three months from

the date of the filing of the copy of the results of the election in the Office of the Secretary of State, otherwise the withdrawal of such county from the district shall be held to be valid and in every respect legal and incontestable.

24376.47. Upon the withdrawal of a county from the district, the property and unencumbered funds of the district shall be retained by the district.

24376.48. The real property within any county which withdraws from the district shall continue to be subject to taxation, in the manner prescribed by Article 13 (commencing at Section 24376.20), to pay the principal and interest on any indebtedness of the district outstanding at the time of such withdrawal."

Amendments read.

Roll Call Demanded

Senators Cobey, Fisher, and Beard demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Senators Dilworth, Donnelly, Gibson, Hollister, Miller, Murdy, O'Sullivan, Slattery, and Williams—9.

NOES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Cobey, Coombs, Dolwig, Farr, Fisher, Grunsky, Montgomery, Rattigan, Regan, Richards, Rodda, Shaw, Short, and Stiern—20.

Further Consideration of Senate Bill No. 644

Senate Bill No. 644—An act to add Chapter 2.6 (commencing at Section 24375) to Division 20 of the Health and Safety Code, creating the San Joaquin Valley Air Pollution Control District, setting forth its organization, powers, and duties, all relating to the control of air pollution.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Farr, Fisher, Gibson, Grunsky, Hollister, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—25.

NOES—Senators Dilworth, Donnelly, Murdy, and Williams—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 872—An act to add Section 1394 to the Water Code, relating to reservation of jurisdiction by the State Water Rights Board.

Motion to Re-refer Senate Bill No. 872

Senator Brown moved that Senate Bill No. 872 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1214—An act to amend Section 9802 of the Education Code, and amend Section 6904 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to education of mentally retarded minors, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Hollister, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, and Williams—30.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister,

Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 121—An act to amend Section 69595 of the Government Code, relating to the superior court in San Diego County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1178—An act to repeal Sections 19480.2, and 19480.3 of the Business and Professions Code, relating to horse racing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Shaw, Short, Stiern, and Williams—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 403—An act to add Article 4 (commencing with Section 11190) to Chapter 2 of Title 1 of Part 4 of the Penal Code, relating to disposition of prisoners, declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Senate Bill No. 403

Senator Brown moved that Senate Bill No. 403 be re-referred to Committee on Finance.

Motion carried.

Secretary J. A. Beek at the Desk

Senate Bill No. 1151—An act to repeal Section 1508 of, and add Section 1500.1 to the Welfare and Institutions Code, relating to aid to needy children.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Gibson, Grunsky, Hollister, Johnson, Shaw, Slattery, Thompson, and Williams—16.
NOES—Senators Arnold, Beard, Donnelly, Farr, Fisher, Holmdahl, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, and Stiern—14.

Bill ordered transmitted to the Assembly.

Motion to Reconsider

Senator Cobey moved to reconsider the vote whereby Senate Bill No. 1151 was refused passage.

Postponement of Reconsideration

On motion of Senator Cobey, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 1151 was refused passage, was continued until the next legislative day.

Senate Bill No. 1243—An act to add Section 24456 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to student housing facilities.

Motion to Re-refer Senate Bill No. 1243

Senator Brown moved that Senate Bill No. 1243 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1167—An act to add Chapter 21 (commencing at Section 6000) to Division 6 of the Agricultural Code, relating to milk.

Motion to Re-refer Senate Bill No. 1167

Senator Brown moved that Senate Bill No. 1167 be re-referred to Committee on Finance.

Motion carried.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 175—An act to amend Section 69599 of the Government Code, relating to superior court judges of San Mateo County.

Motion to Re-refer Assembly Bill No. 175

Senator Brown moved that Assembly Bill No. 175 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 316—An act to amend Sections 23320, and 23397 of, and to add Sections 23321.6, 23374.5, 23375.5, and 24051 to the Business and Professions Code, relating to alcoholic beverages.

Motion to Re-refer Assembly Bill No. 316

Senator Brown moved that Assembly Bill No. 316 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1448—An act to add Title 4 (commencing with Section 13500) to Part 4 of the Penal Code, relating to standards for recruitment and training of local law enforcement officers, and making an appropriation.

Motion to Re-refer Assembly Bill No. 1448

Senator Brown moved that Assembly Bill No. 1448 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 166—An act to add Article 10 (commencing at Section 25151) to Chapter 13 of Division 18 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state colleges.

Motion to Re-refer Assembly Bill No. 166

Senator Brown moved that Assembly Bill No. 166 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 720—An act to add Section 4752.5 to the Labor Code, relating to workmen's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1180—An act to add Section 827.8 to the Agricultural Code, relating to apple standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1194—An act to amend Section 5783.2 of, to repeal Section 5785.2 of, and to add Section 5785.2 to, the Public Resources Code, relating to recreation and park districts.

Motion to Retain Place on File

Senator Richards moved that Senate Bill No. 1194 be passed on file and retain its place.

Motion carried.

Senate Bill No. 1238—An act to add Section 200 to, and to repeal Section 200 of, the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1555—An act to add Section 1102.6 to the Agricultural Code, relating to egg standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister,

Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1780—An act to amend Sections 560 and 561 of the Agricultural Code, relating to milk and dairy products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2237—An act to amend Sections 321 and 323 of the Agricultural Code, relating to foreign cold storage meat.

Objection Raised

Senator Stiern objected to Assembly Bill No. 2237 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 2237 to second reading file.

Assembly Bill No. 1978—An act to amend Section 8395 of the Fish and Game Code, relating to sale or purchase of surf perch.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1711—An act to add Section 5019 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to issuance of special license plates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1308—An act to add Section 3947 to the Elections Code, relating to the direct primary election ballot.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister,

Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1334—An act to add Section 25265 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the display of lights on sanitation district vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1709—An act to amend Section 35407 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to water well drilling and servicing equipment on vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2034—An act to amend Section 16023 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to deposit of security following a vehicle accident.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1559—An act to add Section 2509.1 to the Revenue and Taxation Code, relating to the collection of property taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1560—An act to amend Section 4149 of the Revenue and Taxation Code, relating to redemption of any parcel of tax-sold or tax-deeded property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1561—An act to amend Section 4102 of the Revenue and Taxation Code, relating to redemption of tax-sold and tax-deeded property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1601—An act to add Section 27206 to the Government Code, relating to federal tax liens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS (RESUMED)

Senate Bill No. 1373—An act to add Section 25658.1 to the Business and Professions Code, relating to alcoholic beverages.

Objection Raised

Senator Holmdahl objected to Senate Bill No. 1373 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 1373 to second reading file.

CONSENT CALENDAR OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2260—An act to amend Section 23820 of the Business and Professions Code, relating to alcoholic beverages.

Objection Raised

Senator Holmdahl objected to Assembly Bill No. 2260 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 2260 to second reading file.

RESOLUTIONS

The following resolution was offered:

By Senators Dilworth and Williams:

Senate Resolution No. 132

Relative to retirement of Henry Holsinger, Chairman of the State Water Rights Board

WHEREAS, Henry Holsinger, Chairman of the State Water Rights Board, has announced his plans for retirement from state service effective July 1, 1959, thereby culminating a long and illustrious career in public service which began as an attorney for the Division of Water Resources in 1930; and

WHEREAS, Mr. Holsinger, a native son, was born on June 15, 1889, near Carbondale in Amador County, attended law school at he University of Southern California where he received his Bachelor of Law Degree in 1915 and was in the same year admitted to practice law in this State; and

WHEREAS, Mr. Holsinger practiced law in Bakersfield from 1915 to 1918, and during his residence in this area he married the former Genevieve Carle, a member of a pioneer Ventura County family; and

WHEREAS, In 1918 he enlisted in the United States Army and served in the infantry during World War I; and

WHEREAS, From 1918 to 1925, Mr. Holsinger engaged in farming operations, and in 1925 he resumed the practice of law in Sacramento; and

WHEREAS, In 1930 he entered the state service as an attorney for the Division of Water Resources and was made chief of the legal section of the division in 1949; and

WHEREAS, As attorney for the Division of Water Resources, Mr. Holsinger developed the legal background for the vast Central Valley Project and was active in many of the important cases arising in this State involving matters of water law, including litigation involving the water supply for Southern California's West Coast Basin, Raymond Basin, and the Santa Margarita River; and

WHEREAS, Mr. Holsinger has gained a reputation as one of the most eminent water law experts in this State, and he has written numerous monographs on California water law and his opinion and views have been sought by lawyers and text writers, including Mr. Wells A. Hutchins, the author of the most recent authoritative statement of California water law, "The California Law of Water Rights"; and

WHEREAS, Mr. Holsinger was appointed to the State Water Rights Board on July 5, 1956, the date the agency was created, and has served ably as chairman of the board since that time; and

WHEREAS, Although his term of office actually expired on January 15, 1959, Mr. Holsinger was requested by Governor Brown to hold over until July 1, 1959, in order to complete protested hearings on applications for water rights in the San Joaquin River filed by the United States in connection with the Central Valley Project, as well as applications of the City of Fresno and the Fresno Irrigation District; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate take this opportunity to extend their appreciation and congratulations to Mr. Henry Holsinger for the outstanding services he has rendered to the people of this State as a water lawyer and administrator and to wish him every success in his future career in the private practice of law; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a suitably prepared copy of this resolution to Mr. Henry Holsinger.

Resolution read, and ordered placed on third reading file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

CHARLES A. DETURK, Chief of the Division of Beaches and Parks, vice Newton B. Drury, retired;

JOHN GILLIES BELL, Member, Adult Authority, vice James D. Tante, term expired;

WENDELL JOSEPH KISER, Member, Social Welfare Board, vice Louis Slater, resigned;

WILLIAM CHARLES MOESER, Member Board of Trustees, Metropolitan State Hospital, vice Lars E. Carlson, term expired;

Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

The above reported appointments by the Governor, to be confirmed by the Senate, were ordered printed in the Journal upon the request of Senator Burns.

ADJOURNMENT

At 1.01 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, May 25, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-THIRD LEGISLATIVE DAY

ONE HUNDRED FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, May 25, 1959

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we are the recipients of a rich heritage of culture and achievement for which we are deeply grateful. Our fathers were among the saints, political and religious, who "climbed the steep ascent of heaven through peril, toil, and pain. O God, to us may grace be given to follow in their train"; through Christ, our Lord. AMEN.

PLEDGE OF ALLEGIANCE

Senator Murdy led the Senate in pledging allegiance to the Flag.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of San Juan High School: Linda Adams, Maureen Ailey, Bob Amey, Pete Anderson, Gene Atkins, Mike Bellamy, Maureen Bowler, Gale Butler, Judy Campbell, Judy Chapman, Phyllis Childs, Richard Chivington, Bill Fuller, Nancy Hall, Roberta Hicks, Peggy Hudacek, Joan Longacre, Bonnie Miller, Rosemary Nemeth, Beverly Nichols, Larry Phipps, Steve Pierce, Dwight Reaka, Larry Rhodes, Warren Rice, Don Rosmarin, Dawn Sellers, Pat Smith, Dottie Warbington, Susan White, Roger Wolfe, Nancy Woods, Deane Yungling, Roy

Bridge, Richard Carrington, Don Castleberry, Owen Champion, Betty Childs, Mike Derrico, Carol Doyle, Lucille Sweet, Buddy Travers, Wally Warren, Sharon Watson, David Withroder, Jay Rutherford, Sherryann Ingle, Carmella Adorno, James Bews, Ron Branson, Elma Coffelt, Sue Hall, Joyce Morgan, William Schou, Lyle Scott, Dell Vinette, Don Dubie, Lowell Michalicek, Michael Fellion, Denis Elliott, Richard Flynn, Bob Gaston, Naomi Gibson, David Hall, Floyd Kalb, Linda King, Margaret Mercer, Jerilynn Millert, Mike Quinn, Robert Rudge, Chris Schneider, Mary Sparks, and Jerry Steinke.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Richard Donovan of Chula Vista.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Laura Fraser and Mrs. Joan Borum of Oakland.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Grace Gallatin, teacher, Mrs. Louis Snider, Mrs. Paul Mierop, Mr. Claude Jensen, Mrs. Alexander Graham, Mrs. Jimmie Daylong, Mrs. Ben Bruno, Mrs. James Smith, Miss Marie Knox, teacher, Mrs. Spiro Strusis, and the following students of Parkside Elementary School of Pittsburg: Frank Anello, Arvil Beard, Beatrice Bernet, Elaine Bianchi, Teresita Bomagat, Cynthia Boschke, Frank Bruno, Salvatore Buffo, Gaelynn Burress, Janice Butterfield, Maurice Cavalaro, Virginia Cheney, Dennis Davis, Robert Davis, Kay Daylong, George Doney, Nancy Armendarez, Berylene Swindle, Karl Whitehead, Robert Granberg, Shelia Meyers, Stephen Dudash, Helen Jensen, Dominador Caranto, Anita Pierson, Rufinio Iglesias, Larry McCaslin, Anthony Hernandez, Vicki Harrison, Kenneth Henderson, Loretta Nolan, Dorothy Valenzuela, Louis Gerling, Isidoro Gonzalez, Ernest Hensley, Lawrence Herrera, George Hughes, Nelia Jayme, Jeffrey Levi, Joseph Licari, Rose Love, Cathy Mierop, Jimmy Newman, Rose Mary O'Dell, Theresa Ong, Lydia Orozco, Steven Polendy, Sylvia Rivera, Margaret Masters, Charles Halbasch, Nelly Prado, Stephen Strusis, Roberta Quesada, Mario Romo, Linda Gieg, James Smith, Michael Beard, Sharon Chapman, Robert Crowe, Sandra Graham, Freddie Pruett, David Cadena, Carlene Jennrich, and Cynthia Castellanos.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Anna M. Thomas, teacher, Mrs. Compomizzo, and the following students of John Marsh School in Antioch: Barbara Ashbaugh, Barbara Benda, Bill Holt, Cathryn Jones, Danny Brassfield, Danny Harris, Danny White, Don Magana, Donald McCoey, Donald Pollard, Edwin Compomizzo, James Coker, Larry Mathews, Martin La Due, Michael Bananno, Nellie Vera, Ray Parks, Ray Holt, Rickey Ehrlich, Richard Whitmer, Roger Wallace, Ross McIntyre, Shari Dansi, Steven Clites, Steve Sanchez, and Terry Jackson.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Josephine Read of San Clemente.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Constable and Mrs. Asger Ravn of Cucamonga.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Frank Haygood, Mr. Craig Randall, Mr. and Mrs. William Mustard, Mrs. Andy Baltzo, and the following members of the Pleasant Hill Democratic Club: David Haygood, William Haywood, Karen Haywood, Craig Randall, Linda Mustard, Judie Mustard, Alice Baltzo, Kathy Wrazel, Dick Hanrahan, and Chuck Watson.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Del Secco, vice principal, Mr. Robert Johnston, instructor, Mrs. Dorothy Johansen, and the following students of Goodwin School, Redwood City: Johnny Watson, Douglas Standing, Marlene Waddell, Carol Murov, Bryna Slager, Dennis Hefner, Butch Stoval, Robert Kent, Tory Regan, Diane Safholm, Alan Kamada, Steve Wolfe, Paul Reeves, Mike Ferguson, George Hampton, Frankie Ringer, Rich Christensen, David Powers, John Shoras, Bob Leslie, David Sharp, Claudette Andrews, Chris Soderlink, Patricia Getz, Beverly Fell, Bob Wilber, Joanne Veitch, Susan Bury, Kathy Schiffers, and Phil Noelke.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Margaret Brown, Joan Scott, and the following students of Peter Burnett Elementary School: Michael Archibald, Ronald Berry, Kenny Boatwright, Joseph Breakey, David Cross, Robert Gilmore, William Kambeitz, Andrew LaChapelle, Michael Petavine, Ronald Powers, Frank Reshke, Larry Rodda, David Rutherford, James Townsend, Jack Voss, Janice Lynn Atkinson, Anita Ayers, Linda Bicker, Nancy Kimberling, Karen Luther, Debbie Manolis, Sandra Nurse, Bonnie Reed, Ruth Reed, Bethanie Sellers, and Chardra Weekley.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Sierra Enterprise School: John Ayson, Henry Basquez, Mike Burgett, Richard Corbett, Franklin Cunningham, Donnie Evans, Danny Franklin, Stanley Grundvig, Mickie Hedberg, Gerald Imada, Lonnie Tucker, Frank Vargus, Richard Wordeman, Virginia Cole, Sandra Davis, Jo Anne DeFazio, Ardith Gledhill, Roberta Humphreys, Lorraine Jones, May Kunitake, Linda Mullins, Maria Niki, Marie Payne, Lela Raith, Susie Takehara, Elaine Tovera, Patty Wilkerson, Leona Williamson, and Shirley Williamson.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Pando, Mr. Groll, and the following students of Wakefield School: Mark Bruce, Jeff Hatch, Jerry Hawkins, Jimmy Jacobson, Mike Martin, Kurt Nelson, Mike Norem, Craig Scranton, Jeff Slatter, Cheryl Bailey, Carol Bright, Cheryl Buzzini, Judy Cobeen, Nancy Cordell, Sally Gould, Susan Heidt, Mary Jane Hume, Marianne Johnson, Marilyn Keith, Linda Kennedy, LaVern McLain, Karen New, Betty Oliver, Diane Scurlock, Christine Swanson, Susan Vickrey, Alan Alquist, Paul Alvarado, Howard Hartvickson, Jim Hatfield, David Jackman, David

Norby, Winford Otte, Dennis Prescott, Robert Salstrand, Clifford Stout, Ira Ward, Gloria Divanian, Betty Edmisten, Charlotte Gault, Denise Gimm, Louise Hendrix, Jean Hernandez, Jane Johnson, Phyllis Kronberg, Linda Lasiw, Earlaine Martin, Selma Mello, Cheryle Ostlund, Karen Ostrom, Carol Person, Judy Shepard, Janice Steeley, and David Thiessen.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Gladys Filkins of Elsmore; and Mrs. Ada B. Kinney of Sacramento.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Malcolm Manwell, Mrs. Richard De Gloria, Mrs. Emory Rubel, Mrs. Charles Mathews, and the following students of Notre Dame Elementary School: Sharon Irish, Carol Lopez, Geraldine Collins, Lenna DeNaeyer, Robyn Carnes, Susan Vogel, Pat Cruz, Karen Rubel, Sue Snetsinger, Mary Lou Duron, Valpey Manwell, Florence Adrade, Nancy Benton, Suzette Johns, John Sullivan, Fred Olliver, Richard Canfield, Peter Ross, Mary Vollmer, Sarah Francis, Richard De Gloria, Danny Gonzales, and David Prindiville.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William O'Nail of Los Angeles.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

CALIFORNIA LEGISLATURE, CITIZENS LEGISLATIVE ADVISORY COMMISSION
ROOM 4016, STATE CAPITOL, SACRAMENTO, May 21, 1959

To the California Legislature 1959 Regular (General) Session and
To the Joint Committee on Legislative Organization

In re: Citizens Legislative Advisory Commission Report and Recommendations May 1959

GENTLEMEN: The Citizens Legislative Advisory Commission, existing and operating under and pursuant to the provisions of Section 9134 of the Government Code, herewith reports certain findings and recommendations as a result of activities culminating in the commission meeting of May 6, 1959. Attached hereto and incorporated herein are recommendations dealing with legislative committees and legislative aids in research services approved by the commission at said meeting.

Reference is made to the earlier reports of our commission, which are contained in the Assembly Daily Journal for May 14, 1957, and the Assembly Daily Journal for March 5, 1958. The recommendations made in these earlier reports still are effective, except for supplemental matters covered in the present report. Many of our earlier recommendations have already been made operative by the Legislature or by the electorate, and we are of the opinion that substantial benefits have accrued as a result of the changes thus made. Outstanding, of course, is the substantial change in procedure resulting from the adoption by the electorate at the November, 1958, election of Proposition No. 9 which eliminated the constitutional recess and lengthened the general session.

In connection with recommendations now submitted dealing with suggested changes in the procedures and rules of legislative committees, these recommendations, in a large measure, result from an extensive study recently made at our request by the Bureau of Public Administration, University of California at Berkeley, on the subject of California legislative committee organization and procedures. Copies of the report of this study are contained in our files and are available for your use. It is believed that if the recommendations as to committee organization and procedures transmitted herewith are placed in effect by the Legislature substantial improvement in the committee operation can be achieved.

The recommendations dealing with legislative aids and research services are the result of a continuing study by our subcommittee on these matters, and by our staff, instituted when the commission was first organized early in 1957. Present recommendations deal with augmentation of the services of the Legislative Reference

Library, the creation of a separate research office, and establishment of procedures in connection with continuity in the employment of secretarial, administrative, and research staff.

As a result of the adoption this year by the Legislature, and enactment into law of Assembly Bill No. 718, this commission will continue in existence, and its subcommittees and staff will be reviewing and giving further study to certain subjects delineated at the end of the accompanying recommendations. One of these, the matter of conflicts of interests of legislators and the possibility of recommending a code of ethics for legislators, has been a matter of extensive review and study and many subcommittee meetings have been held for the consideration thereof. There is much diversity of opinion on this subject, and after considering a report of the subcommittee concerning the same, our commission at its meeting on May 6, 1959, submitted the matter back to the subcommittee for further consideration and report. New matters, arising from this session, submitted for consideration in the future months, will be welcome.

The commission now contains 67 members, representative of leading organizations in the State, including business, labor, the professions, the press, and civic groups. This year three new members have been added: Mr. Fred Hall, Mr. Wallace Henderson, and Mr. Adrian McCalman. All members have served without compensation, their efforts being made as a contribution to good government. They consider it an honor and a pleasure to have the opportunity to assist and advise the Legislature on possible improvements in procedures and staffing.

The commission has continued to be well served by staff assistants made available through the Joint Committee on Legislative Organization. Dr. Ernest A. Engelbert, who has served as our secretary, and who has done much of the organizational development of the studies required, has been invaluable to us and we are especially appreciative of his help.

Additional copies of the accompanying recommendations are available on request to the Joint Committee on Legislative Procedures.

Very truly yours,

MAX EDDY UTT, Chairman

Encs.

REPORT OF CITIZENS LEGISLATIVE ADVISORY COMMISSION TO JOINT COMMITTEE ON LEGISLATIVE ORGANIZATION

Findings and Recommendations Dealing With Legislative Committees

At the request of the Citizens Legislative Advisory Commission, a report was prepared by the Bureau of Public Administration, University of California, Berkeley, on California legislative committee organization and procedures. This excellent study, completed by Dr. Jay Doubleday in 1958, has served as the basis of much information leading to the following findings and recommendations.

Number of Standing Committees

Standing committees are indispensable to the effective functioning of the modern legislature. The California Senate is currently organized into 21 standing committees and the Assembly into 27 standing committees. In both houses committees are organized on the basis of subject matter which has resulted in similar though not parallel committees in each house.

It is difficult to determine what is the optimum number of standing committees for the California Legislature. Much depends upon the size of the committees which are established and the relative distribution of the workload. The number of standing committees in California does not appear to be out of ratio with other large states. Moreover, in recent years the California Legislature has made some progress toward the reorganization of committee structure.

This commission, however, finds quite an uneven distribution of workload between the standing committees in each house. It believes that improvements in the legislative process will result if the number of committees are kept to a minimum. By keeping standing committees

to a minimum number consonant with legislative needs, the importance of each committee is demonstrated, greater simplicity in legislative organization results, and public understanding of legislative operations is facilitated. *We, therefore, recommend that both the Senate and Assembly move toward some reduction in the number of committees and at the same time plan a more equalized distribution of committee workload.*

Standing Committee Size and Assignments

The average size of Senate standing committees for the legislative years 1957-58 was 9.6 members and of Assembly committees 13.7 members. Assembly committees ranged in size from 6 to 28 members, Senate committees from 5 to 13 members. Most Senators serve on five or six committees and most Assemblymen on four or five committees.

Careful review of the way in which standing committees operate points to the desirability of some changes in committee size and assignment. The number of committee assignments per member occasionally results in conflicts in schedules and other interference with committee attendance. For instance, during the current session 14 conflicts per week are scheduled in the Assembly. Some of the committees appear too large for optimum committee deliberation. Considerable imbalance exists between committee workloads and the workloads of individual members.

We support the progress that has been made in recent years toward the improvement of committee structure. *We recommend, however, that both the Senate and the Assembly should consider further the reduction of the size of some standing committees as well as the reduction of committee assignments of some legislative members.*

Standing Committee Procedures

The most important consideration of legislation takes place within standing committees. It is, therefore, essential that committee procedures be conducted on an orderly and systematic basis.

In recent years the regularized scheduling of committee meetings and public notice of committee hearings has been much improved in both the Senate and Assembly. Committee hearings are, in general, responsibly conducted with fair treatment accorded to both legislative authors and witnesses. Further investigation, however, shows that some desirable changes are still in order and therefore the committee makes these recommendations:

(1) *Greater effort should be made by standing committees to group bills by subject matter and hear related bills together at the same hearing. This should lead to more efficient use of committee time and better consideration of related policies.*

(2) *Corresponding committees of the two houses should hold more joint hearings, after which the committees should meet separately to take action. The responsibility for chairing joint hearings could be rotated between the chairmen of the two committees. Joint hearings will save the time of legislators, administrative officials, and other persons who appear.*

(3) *The staff work in connection with the preparation of legislation for some committees should be improved. Committees with heavy workloads should have staff assistance available for the purpose of correlating bills and bill schedules, for helping with the organization of committee hearings, and the maintenance of records.*

(4) *A better system of record keeping by standing committees should be instituted. Consideration should be given to the preparation of brief statements on major bills together with a list of persons who appeared for and against bills. Committee records should be filed at the close of each session with an official records keeping agency in each house, the records to be available for legislative and public perusal.*

(5) *Committees should request executive departments to transmit written reports on bills which affect their organization or program. Where the agency has not taken a position on a bill, the report could be limited to a statement of facts. These reports would greatly aid the committees in their analysis of legislation.*

Interim Committee Organization and Procedure

In the past two decades the Legislature has vastly expanded its use of single-house and joint interim committees for investigation of problems of legislative concern. Ninety-five committees were authorized at the 1957 Legislative Session, as compared with 35 created in 1937.

Since 1951 the Assembly has followed the procedure of constituting its standing committees as interim committees, rather than creating special committees as the Senate does. This procedure has the important advantage of providing for consideration of legislation by the same Members of the Assembly as have studied its subject matter.

As of June, 1958, the average Assemblyman was serving on approximately six full committees and six subcommittees, the average Senator was serving on eight full committees. However, in both houses there was wide variation in the number of interim committee assignments of members.

The procedures for conducting interim committees have varied greatly depending upon the subject under review and the purposes for which the committees were established. Some committees employ expert staff, carefully develop a program of investigation, and systematically hold hearings, while others have operated in a highly nonregularized fashion.

Since interim committees are now spending close to two million dollars per interim, the public has a right to expect high standards of committee performance. We therefore, recommend that the following steps be taken to improve interim committee procedures:

(1) *Wherever possible the legislature should employ joint interim committees in order to avoid duplication as between the two houses. Joint interim committees would provide common factual basis for action and facilitate agreement on legislation during the session.*

(2) *Where separate interim committees of each house are established, the use of joint hearings should be expanded.*

(3) *Continued effort needs to be made to co-ordinate and control interim committee operations. Primary responsibility for the solution of this problem must rest with the rules committees and the leadership of both houses. Through their power of approving resolutions creating*

committees, of approving appropriations, and, in certain cases, of approving staff appointments, the rules committee can improve performance of committees greatly. Consultation between the two rules committees should take place before and after establishment of committees, in order to avoid overlapping and to insure that all important subjects which deserve study are in fact investigated. In order to exercise better control, the rules committees should develop much more information regarding committee operations that is now available in useable form. The rules committees should consider whether staff assistance would aid them in carrying out more effectively their functions of co-ordination and control.

(4) Staff for interim committees should be selected on the basis of merit and expertness and not on the basis of political or other considerations.

(5) Interim committee reports should be published prior to the convening of the session, if possible, and certainly not later than the fourth week of the session.

(6) In order to facilitate prompt reporting, committees should commence their work as soon as possible after the close of the session at which they are created. Some committees delay unnecessarily, with the result that staff is inefficiently utilized or the investigation is hastily executed.

(7) All interim committees should formally adopt a set of rules, and consideration should be given to the inclusion of additional provisions in the Joint Rules of the Legislature to govern committee operations.

(8) Recommendations for legislation proposed by interim committees should be included in their reports. At present, legislative recommendations are sometimes made after submission of reports.

(9) Witnesses should be requested to submit written statements in advance of hearings so that staff may prepare digests for committee members, and testimony should generally be limited to an oral summary of the written statement. Verbatim reading of statements is unduly time-consuming.

(10) Committees should consider the use of briefing sessions prior to hearings at which staff would explain what information is being sought.

(11) Chairmen of interim committees should exercise greater control over the activities of subcommittees.

(12) In those cases in which transcripts of hearings are prepared, copies should be filed promptly with the official records keeping agency of each house and in other strategic locations in the State so that they will be available to the Legislature and the public.

Manual of Procedures

A manual of procedures should be developed for both standing and interim committees by the Joint Committee on Legislative Organization. The manual would constitute an organizational and operating guide for the chairmen and members of the committees as well as committee staff. It would produce more uniform and regularized arrangements between committees and staff agencies and lead to more efficient operations.

As one of the provisions of this manual we recommend the adoption of a rule which would limit the time that a bill, favorably acted upon

by a committee, could be held by the chairman in a committee before being passed out to the floor to be placed on file.

Findings and Recommendations Dealing With Legislative Aids and Research Services

Legislative Reference Library

This commission notes with approval the establishment of the Legislative Reference Library in the State Capitol with convenient access to both houses of the Legislature. We find that this library was started with exceedingly meager resources. It is our conviction that this library should be developed as rapidly as feasible with suitable facilities and research materials to be the basic reference service for the Legislature. We believe that a good reference library is indispensable to the improvement of legislative research activities. In addition to servicing legislators and legislative research staff, this library also should be viewed as a basic depository for legislative materials which should be available to all persons who are engaged in some aspect of research and study of California legislative activities. In accordance with these convictions, the following specific recommendations are made:

(1) *The Legislative rules should be amended to make the Legislative Reference Library the basic depository for all official proceedings and reports, printed and typewritten as well as tapes.*

(2) *The rules of both the Senate and the Assembly should be amended to require that all official files of both standing and interim committees should be deposited in the Legislative Reference Library at the close of each session or upon the expiration of the committee. The staff of the library should be instructed to contact chairmen and staff of former committees, the Legislative Analyst, the Legislative Counsel, and other legislative agencies to secure files and documents in order to provide as complete a chronological record of the activities of legislative committees as possible. Arrangements should be worked out to protect the confidentiality of documents where necessary.*

(3) *The Legislative Reference Library should establish and maintain a central index for all legislative documents. The index should list libraries or other services where legislative documents are located if not available in the Legislative Reference Library.*

(4) *The library should be provided with sufficient funds to enable it to secure and maintain current basic reference volumes to provide an effective quick-answering service for legislators and staff.*

(5) *The Legislative Reference Library should maintain a file of local newspaper clippings such as is now maintained in other legislative reference libraries to provide background and interpretative information on previous legislative actions.*

Joint-House Research Office

(1) *This commission again recommends the creation of a separate research office to serve both the Senate and the Assembly. As previously recommended by the commission, this office would "be established to function as a source of information and to co-ordinate research material and prepare this information in such form as to be readily available to committee chairman and members of the legislative bodies." In view of the growing number and complexity of research investigations*

together with increasing research costs, the evidence is stronger than ever that the establishment of a research office would go far toward providing better quality research with lower expenditures. The establishment of a research office should not be viewed as the beginning of a major agency which would restrict the freedom of investigating committees or which would duplicate the work of other legislative staff agencies. Instead, this office should be established with limited staff to serve as a facilitative and research aid service to committees and to the entire Legislature.

(2) We recommend further that the research office should be staffed with personnel selected on the basis of merit under standards established by the Joint Committee on Legislative Organization. To provide maximum co-ordination this committee should be responsible for the operations of the research office as well as the Legislative Reference Library.

(3) The research office should be encouraged to work in close cooperation with standing and interim committees. It would constitute a small pool of trained personnel upon which committees could draw for staff. Upon completion of a committee's assignment the staff member could return to the pool and work upon pool research until reassigned to another committee. This procedure, if followed, would provide the opportunity of developing a high-quality permanent staff which is not now possible under present committee processes of personnel turnover. Furthermore, it would provide savings by reducing the need of high-priced consultant services and the elimination of non-productive research by poorly qualified personnel.

Continuity of Employment

It is recommended that the Joint Committee on Legislative Organization establish procedures which will provide continuity in employment for qualified secretarial, administrative and research staff.

Subjects Recommended for Further Study

It is recommended that further study be given by the Citizens Legislative Advisory Commission to the following subjects:

(1) The advisability of providing a lump sum allowance on an appropriate basis to each legislator such as is done in Congress which may be used at his discretion for the employment of staff or the costs of telephone, postage, or other official business which he may determine, but subject to a monthly audit of expenditures. It is recommended that the staff prepare a report for subsequent consideration by this commission.

(2) To study ways to expedite the adoption of the budget in regular session to avoid the log jam and hasty consideration of bills requiring an appropriation or dependence upon the budget. The staff should undertake a study for further consideration by the commission.

(3) For the purpose of attracting more qualified personnel it is recommended that a study be undertaken of the advisability of establishing an employee benefit and retirement system for legislative staff.

(4) During the past months a committee of this commission has been drafting a report on the subject of conflicts of interest and a code of ethics for legislators. It is recommended that the committee continue its work and report back to a subsequent meeting of the commission.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 25, 1959

To the Honorable Members of the Senate of the State of California:

I am returning, herewith, without my signature,

Senate Bill No. 11, entitled: "An act to add Chapter 2.5 (commencing at Section 2200) to Part 3 of Division 2 of the Water Code, relating to Indian water rights."

Senate Bill No. 11 adds a new chapter to the Water Code (consisting of one section) relating to Indian water rights, authorizing the California Indian Water Affairs Commission, or any similar federal-state agency that may be established, to file with county recorders findings of fact regarding water usage and rights applicable to Indian trust lands prior to the termination of federal supervision over Indian affairs in California, and making such findings of fact prima facie evidence in any proceeding before a state court or a state agency where the status of Indian water rights is an issue.

My objections to this bill are as follows:

1. This bill would give an agency not under the control of the State of California power to make, what in some circumstances would be, in effect, conclusive determinations of water rights, both Indian and non-Indian, in California. Although findings made under the bill would constitute only prima facie evidence of the facts found, the court or administrative proceedings in which the findings would be later employed, can be expected to take place many years in the future. In such case the only available evidence would normally be the findings.

2. The bill makes no provisions for hearings, or notice of hearings, or for review of the proceedings.

3. Federal statutes and judicial decisions leave wholly uncertain the criteria for determination of Indian water rights, and any agency attempting to function under Senate Bill No. 11 would, therefore, encounter the greatest difficulty in deciding what are the pertinent points to be found.

I am sympathetic with the objections of the bill to ascertain and protect the Indian water rights; however, I am convinced that this bill would not further that purpose.

I am, therefore, returning Senate Bill No. 11 without my signature.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read.

Senate Bill No. 11 ordered to the unfinished business file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day sustained the veto of the Governor concerning Senate Bill No. 284 and Senate Bill No. 284 is being returned to the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

ASSEMBLY CHAMBER, May 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 109
Assembly Bill No. 203
Assembly Bill No. 614
Assembly Bill No. 660
Assembly Bill No. 1045
Assembly Bill No. 1193
Assembly Bill No. 1455
Assembly Bill No. 1836
Assembly Bill No. 2089

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 397

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2118

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 2118—An act to create a flood control district to be called Lassen County Flood Control and Water Conservation District; to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; to provide for the acquisition, retention, and reclaiming of drainage, storm, flood, and other waters and to save, conserve, and distribute such waters for beneficial use in said district; to authorize the development and sale of electric power; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 60
Assembly Concurrent Resolution No. 123
Assembly Concurrent Resolution No. 130

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 60—Relative to a legislative investigation of the problems of vertical integration or contract farming in the agricultural industries of this State.

Referred to Committee on Agriculture.

Assembly Concurrent Resolution No. 123—Relative to expenses of the Joint Interim Committee on Law Revision.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 130—Relative to State Highway Route 38 (Sign Route 89) around Emerald Bay.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 6
Assembly Bill No. 213
Assembly Bill No. 306
Assembly Bill No. 582
Assembly Bill No. 1713
Assembly Bill No. 1714
Assembly Bill No. 1899
Assembly Bill No. 2109
Assembly Bill No. 2263
Assembly Bill No. 2275
Assembly Bill No. 2292
Assembly Bill No. 2354
Assembly Bill No. 2405
Assembly Bill No. 2406
Assembly Bill No. 2481
Assembly Bill No. 2491
Assembly Bill No. 2492

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 6—An act to amend Section 10500 of the Water Code, relating to the development, utilization, and conservation of the water resources of the State.

Referred to Committee on Water Resources.

Assembly Bill No. 213—An act to amend Sections 4751 and 4753 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Assembly Bill No. 306—An act to add Article 4 (commencing at Section 17600) to Chapter 1 of Part 3 of Division 7 of the Business and Professions Code, relating to barber colleges.

Referred to Committee on Business and Professions.

Assembly Bill No. 582—An act to amend Sections 25000, 25001, 25002, 25004 and 25007 of the Health and Safety Code, relating to chemical toilets.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1713—An act to add Chapter 7 (commencing with Section 12700) to Part 2 of Division 3 of Title 2 of the Government Code, relating to succession of the Offices of Lieutenant Governor, Secretary of State, Attorney General, Treasurer and Controller in the event of war or enemy-caused disaster.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1714—An act to add Article 5 (commencing with Section 12050) to Chapter 1 of Part 2 of Division 3 of Title 2 of the Government Code, relating to succession to the Office of Governor in the event of war or enemy-caused disaster.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1899—An act to amend Sections 31212, 31214, and 31219 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to competitive scholarships.

Referred to Committee on Education.

Assembly Bill No. 2109—An act to add Article 6.5 (commencing at Section 53800) to Chapter 4, Part 1, Division 2, Title 5 of the Government Code, relative to the issuance of building certificates by local public agencies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2263—An act to add Section 561.5 to the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 2275—An act to amend Sections 118, 2190, and 3091.5 of the Welfare and Institutions Code, relating to public assistance records.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2292—An act to amend Section 3308 of, and to add Section 3310 to, the Health and Safety Code, relating to tuberculosis hospitals.

Referred to Committee on Local Government.

Assembly Bill No. 2354—An act to convey certain tide and submerged lands to the City of Richmond, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2405—An act to amend Section 100.2 of the Streets and Highways Code, relating to agreements by local authorities concerning state freeways.

Referred to Committee on Transportation.

Assembly Bill No. 2406—An act to amend Section 100.25 of the Streets and Highways Code, relating to street or highway work.

Referred to Committee on Transportation.

Assembly Bill No. 2481—An act to amend Section 2877 of the Penal Code, relating to handiwork articles made by prisoners.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2491—An act to amend Section 1269b of the Penal Code, relating to bail.

Referred to Committee on Judiciary.

Assembly Bill No. 2492—An act to add Chapter 5C (commencing with Section 853.6) to Title 3, Part 2, of the Penal Code, relating to citations for misdemeanors under state law.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 349—An act to add Division 5, comprising Sections 30000 through 30010, to Title 4 of the Corporations Code, relating to fiduciary security transfers;

Senate Bill No. 351—An act to repeal Article 4, comprising Sections 1154 to 1164, inclusive, of Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, and to add Article 4, comprising Sections 1154 to 1165, inclusive, to Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, relating to gifts of money and securities to minors;

Senate Bill No. 352—An act to amend Sections 1653, 1672, 1677, 1680, 1683, 1685, and 1689 of, to repeal Sections 1661 and 1681 of, and to add Sections 1661, 1672.5, 1681, 1683.5, 1691, and 1692 to, the Code of Civil Procedure, relating to the enforcement of duties of support;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-second day of May, 1959, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 87
Senate Bill No. 204
Senate Bill No. 611
Senate Bill No. 717
Senate Bill No. 718
Senate Bill No. 811
Senate Bill No. 813
Senate Bill No. 888
Senate Bill No. 914
Senate Bill No. 987
Senate Bill No. 1005
Senate Bill No. 1042
Senate Bill No. 1137
Senate Bill No. 1144

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1049
Senate Bill No. 1158
Senate Bill No. 1176
Senate Bill No. 1177
Senate Bill No. 1182
Senate Bill No. 1222
Senate Bill No. 1223
Senate Bill No. 1225
Senate Bill No. 1236
Senate Bill No. 1485

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1130

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 508
Senate Bill No. 1050
Senate Bill No. 1240
Senate Bill No. 1359

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 26

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 998
Senate Bill No. 1065

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 587
Senate Bill No. 948
Senate Bill No. 985
Senate Bill No. 1041
Senate Bill No. 1162
Senate Bill No. 1175
Senate Bill No. 1181
Senate Bill No. 1188
Senate Bill No. 1344

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 102

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 1411

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 1048
Senate Bill No. 1381

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an appropriate interim committee for further study.

WILLIAMS, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Agriculture

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 1884

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1288
Senate Bill No. 1486

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 562
Senate Bill No. 1106

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 511	Assembly Bill No. 94
Senate Bill No. 1227	Assembly Bill No. 499
Senate Bill No. 1220	Assembly Bill No. 647

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 486

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 679
Senate Bill No. 1147
Senate Bill No. 1193
Assembly Bill No. 1015
Senate Bill No. 1286

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 1173
Senate Bill No. 580

Has had the same under consideration, and reports the same back with the recommendation: Be referred to Committee on Rules for interim study.

SHORT, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 1195

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 1283
Assembly Bill No. 2313
Assembly Bill No. 2314

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 1037

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HOLMDAHL, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The committee on Judiciary, to which were referred:

Senate Bill No. 815
Assembly Bill No. 276
Assembly Bill No. 890
Assembly Bill No. 1239

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 1301

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 1326

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Assembly Bill No. 515

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 515

Senator Montgomery moved that Assembly Bill No. 515 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 515—An act to amend Sections 3212 and 3212.5 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 2, between lines 29 and 30, of the printed bill, as amended in Assembly March 18, 1959, insert

"Such hernia, heart trouble or pneumonia so developing or manifesting itself in such cases shall in no case be attributed to any disease existing prior to such development or manifestation."

Amendment No. 2

On page 3, after line 7, insert

"Such hernia, heart trouble or pneumonia so developing or manifesting itself in such cases shall in no case be attributed to any disease existing prior to such development or manifestation."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1397

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1397

Senator Burns moved that Senate Bill No. 1397 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1397—An act to repeal Section 10131.1 of, and to add Chapter 5 (commencing at Section 10350) to Part 1, Division 4, of the Business and Professions Code; to amend Section 3081.3 of the Civil Code; and to amend Section 25102.1 of the Corporation Code, relating to mortgage loans and brokers.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title, strike out "to amend Section 3081.3 of"; and strike out all of lines 4 and 5 of the title, and insert "and to amend Sections 3081.1, 3081.3 and 3081.93 of the Civil Code, relating to mortgage loans and brokers."

Amendment No. 2

On page 2, line 15, after "first", strike out "obtaining a mortgage broker's".

Amendment No. 3

On page 2, strike out lines 16, 17 and 18, and insert "registering as a mortgage broker with the division".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 4

On page 2, between lines 18 and 19, insert

"10351. A mortgage broker within the meaning of this chapter is a person who for compensation payable by a borrower or lender, either directly or indirectly, or from the proceeds of a loan, negotiates or solicits a prospective borrower or lender, for the purpose of negotiating a loan to be secured by real property, or makes collateral agreements for the performance of services in connection therewith; provided, however, that a person who is a licensed real estate broker or licensed real estate

salesman may perform such services, if the same is done solely as an employee of a registered mortgage broker.

10352. A mortgage broker within the meaning of this part also includes a person who in this State as agent engages in the business of buying, selling or exchanging promissory notes, secured by mortgages or deeds of trust on real property, or makes collateral agreements for buying and selling or for the performance of services in connection with said mortgages and deeds of trust, and who does not engage in such activities solely for his own account, or maintains a regular place of business where the public may sell, purchase or exchange such promissory notes; provided, however, that any licensed real estate broker or licensed real estate salesman may engage in such activities if the same are solely as an employee of a mortgage broker.

10353. The definition of a mortgage broker as set forth in Section 10351 does not include the following:

(a) The negotiation of a loan or loans by a licensed real estate broker in connection with the sale or exchange by him of real property, or the sale or exchange by him of any note or notes made or taken in connection with such transaction within 90 days from the date of the deed or the date when the deed is recorded whichever is earlier.

(b) Those enumerated in Section 3081.7 of the Civil Code.

10354. No person engaged in the business of acting in the capacity of a mortgage broker within this State shall bring or maintain any action in the courts of this State for the collection of compensation for the performance of any of the acts mentioned in this article without alleging and proving that he was a duly registered mortgage broker at the time the alleged cause of action arose.

10355. Except as in this chapter provided, it is unlawful for any registered mortgage broker to employ or compensate, directly or indirectly, any person for performing any of the acts within the scope of this chapter; provided, that the provisions of this chapter shall not preclude the payment by a mortgage broker of compensation to a licensed real estate broker, or real estate salesman or a mortgage broker without this State who is registered or licensed by another state or territory. For a violation of this section, the commission may temporarily or permanently revoke the real estate broker's license in accordance with the provisions of this part relating to hearings.

10356. Nothing in this chapter shall excuse any person from complying with the requirements of Chapter 8 (commencing at Section 3081.1) of Part 4 of Division 3 of the Civil Code.

Article 2. Registration

10360. Application for registration as a mortgage broker shall be made in writing to the commissioner. The application shall be accompanied by a registration fee established by the commissioner.

10361. The commissioner shall not register any person as a mortgage broker who is not a licensed real estate broker.

10362. The commissioner may require such other proof as he may deem advisable concerning the honesty, truthfulness and good reputation of any applicant for registration as a mortgage broker, or of the officers of any corporation, or of the members of any copartnership making such application, before authorizing the issuance of a mortgage broker's registration. For this purpose the commissioner may call a hearing in accordance with the provisions of this part relating to hearings.

10363. The applicant shall if a corporation file and maintain with the commissioner a fidelity bond issued by an admitted corporate surety insurer, a minimum amount of twenty five thousand dollars ($25,000) and at all times a principal amount that is equal to the total aggregate amount of all moneys held by or under the control of the mortgage broker at any one time for the account of others. Said fidelity bond shall be in favor of the applicant and shall provide for the recovery by him or any person for any loss of such funds held by him or his agent or employees arising out of defalcation, misappropriation or theft. If the applicant is an individual or a copartnership, the individual or copartner shall file with the application in lieu of said fidelity bond, a bond in the sum of not less than five thousand dollars ($5,000) issued by an admitted corporate surety insurer, approved by the commissioner, in which the applicant is the obligor. The bond shall be increased from time to time, and may be decreased to the minimum established by this section, as is necessary to keep the amount of the broker's bond so that at all times the amount of the bond is at least equal to the total aggregate amount of all moneys held by or under the control of the mortgage broker at any one time for the account of others.

10364. No registration as a mortgage broker gives authority to do any act specified in this chapter to any person, other than the person to whom the registration is issued, except as provided in Sections 10351 and 10352 of this chapter.

10365. Each officer of a corporation through whom it is registered to act as a mortgage broker, and each member of a copartnership through whom it is registered to act as a mortgage broker, is a registered mortgage broker, but registered only to

act as such for and on behalf of the corporation or the copartnership, as an officer or member respectively.

10366. When first issued, a certificate as a mortgage broker shall expire at the same time as does the applicant's license as a real estate broker. Thereafter the license and the registration shall run for concurrent periods.

10367. When a registration as a mortgage broker has been issued, the applicant's real estate broker's license shall so indicate with a distinctive insignia, as designated by the commissioner, to clearly indicate to the public that the licensee is also registered as a mortgage broker.

Article 3. Disciplinary Action

10379. The provisions of 10300 to 10304 shall be applicable to mortgage brokers.

10380. The certificates issued under this part remain in force and effect for the time specified in Section 10366 or until they are surrendered, revoked or suspended.

10381. Any registrant may surrender any registration by delivering to the commissioner written notice that he surrenders his registration, but surrender of the registration does not affect the registrant's civil, disciplinary, or criminal liability for acts committed prior to the surrender of the registration.

SEC. 4. Section 3081.1 of the Civil Code is amended to read:

3081.1. Every person, other than a lender, who, for compensation payable by a borrower either directly or from the proceeds of a loan, negotiates a loan to be secured by real property must, before the borrower becomes obligated to complete the loan, deliver to the borrower a statement in writing, containing all the information required by Section 3081.2. It shall be personally signed by the borrower, and by the person negotiating the loan, or his authorized representative. The person negotiating the loan, or his authorized representative, in said statement shall certify that the loan is being made in compliance with the provisions of this chapter. When so executed, an exact copy thereof shall be delivered to the borrower at the time of its execution. The person negotiating the loan shall retain on file for a period of three years after the original date fixed for termination of the note a true and correct copy of such statement as signed by the borrower.

No person in connection with or incidental to the making of any loan regulated by this chapter shall induce, require or permit such statement to be signed by a principal to the transaction if such statement contains any blank portions required by subdivision (a), (b), *(c)*, *(d)*, (e), (f), (g), (h), (i), *or* (j) [or (k)] of Section 3081.2 *; except that the person shall state a street number or other identification of the* property and then may complete or fill in a blank or blanks with the legal description of the property, the closing date of the sale and the identity of the *lender at a time subsequent to the time when the principal signs the statement*."

Amendment No. 5

On page 2, line 19, after "SEC.", strike out "3", and insert "5".

Amendment No. 6

On page 2, line 38, strike out "(c)", and insert "(b)".

Amendment No. 7

On page 2, line 43, strike out "(f)", and insert "(e)".

Amendment No. 8

On page 2, line 51, strike out "(f)", and insert "(e)".

Amendment No. 9

On page 3, strike out lines 4 to 10, inclusive.

Amendment No. 10

On page 3, line 11, strike out "B", and insert "3. A."

Amendment No. 11

On page 3, line 19, strike out "C", and insert "B".

Amendment No. 12

On page 3, line 22, strike out "D", and insert "C".

Amendment No. 13

On page 3, strike out lines 30 to 33, inclusive, and insert

"(c) Notwithstanding any other provisions of law a person authorized to negotiate loans or buy, sell or exchange promissory notes secured by a lien on real property pursuant to this chapter may:".

Amendment No. 14

On page 3, strike out lines 34, 35, and 36.

Amendment No. 15

On page 3, strike out lines 38, 39, and 40, and insert

"2. If given authority in writing by the lender, to execute escrow instructions, to instruct a trustee to foreclose a deed of trust, assign a deed of trust or mortgage, execute a satisfaction of mortgage or reconveyance of a deed of trust, and designate the trustee in a deed of trust securing the loan."

Amendment No. 16

On page 3, strike out lines 40 to 52, inclusive, and insert

"3. Accept in advance and pay interest on money to be loaned by a lender subject to the approval or disapproval by him of the terms and conditions of the promissory note and the security therefor, or to be used as the purchase price for a promissory note secured by a mortgage or deed of trust on real property subject to the approval or disapproval by the purchaser of the terms and conditions of the promissory note and the security therefor."

Amendment No. 17

On page 4, strike out lines 1 to 4, inclusive.

Amendment No. 18

On page 4, line 5, strike out "(e)", and insert "(d)".

Amendment No. 19

On page 4, line 13, strike out "(f)", and insert "(e)".

Amendment No. 20

On page 4, strike out lines 18 to 29, inclusive, and insert

"SEC. 6. Section 3081.93 of said Code is amended to read:

3081.93. The provisions of this chapter shall take effect on October 1, 1955 [, and shall remain in effect until the ninety-first day after adjournment of the 1959 Regular Session of the Legislature] ."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 1287

Reports the same back with author's amendments with the recommendation: Amend. and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 1287

Senator Miller moved that Senate Bill No. 1287 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1287—An act to add Article 6a (commencing with Section 1245), Chapter 2, Part 2, Division 1 to the Insurance Code, relating to issuance of pension contracts and the establishment and operation of special pension plan funds by life insurers.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Article 6a (commencing with Section 1245) Chapter 2, Part 2, Division 1", and insert "Article 5 (commencing with Section 10506), Chapter 5, Part 2, Division 2".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Article 5 (commencing with Section 10506) is added to Chapter 5, Part 2, Division 2 of the".

Amendment No. 3

On page 1, line 4, strike out "6a", and insert "5".

Amendment No. 4

On page 1, line 7, strike out "1245", and insert "10506".

Amendment No. 5

On page 1, line 10, after "benefits", insert ", payable on fixed dollar basis,".

Amendment No. 6

On page 2, line 1, strike out "1245.1. A life insurer", and insert

"10506.1. A life insurer having admitted assets aggregating in value not less than fifty million dollars ($50,000,000)".

Amendment No. 7

On page 2, line 6, after "thereof", insert ", and which include provision for the charge against such fund or funds and the transfer therefrom to the general assets of such insurer, where the insurer undertakes or has undertaken direct obligation to provide insurance or annuity benefits, of the amount or amounts required as premiums or considerations for such undertakings".

Amendment No. 8

On page 2, line 7, strike out "1245.2", and insert "10506.2".

Amendment No. 9

On page 2, line 11, strike out "1245.3. An", and insert

"10506.3. A life".

Amendment No. 10

On page 2, line 12, strike out "any investment", and insert "only such investments as are".

Amendment No. 11

On page 2, line 13, strike out "of this code".

Amendment No. 12

On page 2, strike out lines 14 and 15; and in line 16, strike out "admitted assets of the insurer", and insert ", without regard, however, to the limitations contained in Sections 1192.4 and 1198".

Amendment No. 13

On page 2, line 17, after "fund", insert "established by a life insurer".

Amendment No. 14

On page 2, strike out lines 20 to 22, inclusive, and insert

"10506.4. The assets held in any special pension plan fund or funds established by a life insurer and".

Amendment No. 15

On page 2, line 23, after "assets", insert ", to the extent and as provided in the pension contract or contracts pursuant to which such assets are held,".

Amendment No. 16

On page 2, strike out lines 24 and 25, and insert "shown on the statement of such insurer in the manner prescribed by the commissioner."

Amendment No. 17

On page 2, line 26, strike out "1245.5", and insert "10506.5".

Amendment No. 18

On page 2, line 26, after "fund", insert "established by a life insurer".

Amendment No. 19

On page 2, line 27, strike out "the insurer", and insert "such insurer".

Amendment No. 20

On page 2, line 28, after "another", insert ", nor shall such insurer make any charge to or against the assets of any such fund unless such transfer or such charge is provided for in the pension contract or contracts pursuant to which the assets in such fund are held".

Amendment No. 21

On page 2, strike out lines 29 to 31, inclusive, and insert
"10506.6. The insurer shall be the".

Amendment No. 22

On page 2, line 32, strike out "such fund", and insert "special pension plan fund established by a life insurer".

Amendment No. 23

On page 2, line 34, strike out "No such holder", and insert "The holder of a pension contract".

Amendment No. 24

On page 2, line 35, strike out the first "any", and insert "no".

Amendment No. 25

On page 2, after line 36, insert
"10506.7. Pension contracts shall not be "securities" within the meaning of, nor shall the issuance or administration thereof be subject to the provisions of Article 8 (commencing with Section 820), of Chapter 1, Part 2, Division 1.
10506.8. Neither the issuance of, nor any action taken or to be taken in administration under pension contracts shall be subject to any provision of the Financial Code, the Corporations Code, or the Banking Law."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 622

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 622

Senator Williams moved that Senate Bill No. 622 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 622—An act to amend Section 21661 of the Water Code, relating to irrigation districts.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 21661 of", and insert "Sections 21121, 21122, 21605, 21606, 21607, 21608, 21652, 21654, 21658, 21661, 21826, 21827, 21830 of, and to add Section 21650.1 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by **being enclosed within brackets.**

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 21121 of the Water Code is amended to read:

21121. The order of consolidation shall be made at least [35] *90* days prior to a general election and shall take effect at [the next succeeding] *said* election.

SEC. 2. Section 21122 of said code is amended to read:

21122. A board may at least [35] *90* days before a general election segregate consolidated offices, and each office so segregated shall be filled at [the] *said* election.

SEC. 3. Section 21605 of said code is amended to read:

21605. When it deems it advisable for the best interests of the district and the convenience of its voters, the board may, not less than [65] *70* days before an election, change the boundaries of the divisions [or election precincts or both]. The changes shall be made to keep the divisions as nearly equal in area and population as may be practicable. The changes shall be shown on the minutes of the board.

SEC. 4. Section 21606 of said code is amended to read:

21606. When land is excluded from a district after its formation, if the board deems it desirable, but not less than [35] *70* days before any election in the district, it may re-establish the boundaries of the divisions and election precincts within the district.

SEC. 5. Section 21607 of said code is amended to read:

21607. When land is included within a district after its formation, its board shall, not less than [35] *70* days before any election in the district, re-establish the boundaries of the divisions and election precincts within the district so as to include the included land therein and so as to make the divisions as nearly equal in size and population as may be practicable.

SEC. 6. Section 21608 of said code is amended to read:

21608. When land is included within a district after its formation and less than [35] *70* days before an election, the voters in the area included shall not be entitled to vote at the election.

SEC. 7. Section 21650.1 is added to said code, to read:

21650.1. At least 65 days before a general election the secretary shall publish a preliminary notice of election in a newspaper or, if no such newspaper is published in the district, in a newspaper having general circulation in the district published in any affected county in the district. The preliminary notice shall contain the date of the general election in the district and name the offices for which candidates may be proposed. The notice shall state that official nominating petitions for eligible candidates desiring to file for any of the elective offices may be obtained from the office of the secretary of the district.

SEC. 8. Section 21652 of said code is amended to read:

21652. Prior to [the time for giving notice of an election] *giving the regular notice of election as required in Section 21654*, the board shall by order: (a) Appoint for each precinct from its electors one inspector, two judges, and two clerks, or one inspector, one judge, and one clerk, who shall in either case constitute a precinct board for the precinct. No precinct board shall be appointed for a precinct in which there is no issue or candidate to be voted upon. (b) Designate within each precinct for which a precinct board has been appointed, the place for its polls. *The board may also make changes in either the number of election precincts or the boundaries of the election precincts within the divisions in which an election is to be held.*

SEC. 9. Section 21654 of said code is amended to read:

21654. [Not less than 25 nor more than 40 days before] *Prior to* a general election the secretary shall [commence to] publish *a* notice of the day, hours, and polling places in each precinct in which an election is to be held. Publication shall consist of publishing *a* notice once a week for two successive weeks in a newspaper of general circulation published in the district, or if no newspaper of general circulation is published in the district, shall either publish *a* notice once a week for two successive weeks in a newspaper having general circulation in the district published in any affected county of the district, or post notices in three public places in each election precinct in which an election is to be held. *The last publication must be made at least*

one week before the election. Posted notices must be posted at least one week before the election.

SEC. 10. Section 21658 of said code is amended to read:

21658. [Not less than 35 days before the election a petition signed by 10 or more electors may be filed at the district office requesting that the names of persons specified in the petition be placed on the ballot as candidates for the office specified.]

Petitions required for nomination and election to all district offices shall be obtained from the district secretary's office. The forms will first be available on the sixty-fifth day prior to the election and must be filed not later than the tortieth day prior to the election in the office of the secretary during regular office hours. At the time of issuance of such forms, there shall be filled in the name of the candidate and the office for which he is a candidate. The form will be marked "Official Filing Form" and signed by the secretary. The petition must be signed by 10 or more electors.

The nomination papers and affidavits shall be substantially in the following form:

NOMINATION PAPER

We, the undersigned voters of _____ of the _____ Irrigation District, hereby nominates _____ for the office of _____ of said irrigation district.

Name	Date	Residence

AFFIDAVIT OF CIRCULATOR

State of California }
County of _____} ss.

_____, being duly sworn deposes and says: That he circulated the foregoing petition and saw all the signatures appended thereto and knows that they are the signatures of the persons whose names they purport to be.

_____
(Signature of circulator)

Subscribed and sworn to before me the _____ day of _____, 19___.

_____
Notary Public in and for the
County of _____,
State of California

AFFIDAVIT OF NOMINEE

State of California }
County of _____} ss.

_____, being duly sworn, says that he is the above-named nominee for the office of _____, that he will accept the office in the event of his election, that he desires his name to appear on the ballot as follows:

_____
(Print name above)

and that he desires the following designation to appear on the ballot under his name:

_____
(Print desired designation above)

_____
(Signature of nominee)

Subscribed and sworn to before me this _____ day of _____, 19___.

_____
Notary Public in and for the
County of _____,
State of California

SEC. 11. Section 21661 of said code is amended".

Amendment No. 3

On page 1, line 3, strike out "thirtieth", and insert "thirty-fifth".

Amendment No. 4

On page 1, line 10, strike out "may at its discretion", and insert "shall".

Amendment No. 5

On page 1, line 13, strike out "If the board adopts", and insert "Upon adoption by the board of".

Amendment No. 6

On page 1, lines 21 and 22, strike out "and no election is to be held for such office".

Amendment No. 7

On page 2, lines 2 and 3, strike out "If for any office no election is to be held", and insert "In such instances".

Amendment No. 8

On page 2, after line 11, insert
"SEC. 12. Section 21826 of said code is amended to read:
21826. The election shall be held not less than [35] *40* nor more than [40] *45* days after the making of the order.
SEC. 13. Section 21827 of said code is amended to read:
21827. If a general election is to be held not less than [35] *40* nor more than [60] *65* days from the making of the order calling a recall election, the board may submit the recall proposal and candidates at the general election.
SEC. 14. Section 21830 of said code is amended to read:
21830. Nominations for candidates for any office to be filled at a recall election shall be made in the manner prescribed for nominations for candidates at general elections and shall be filed not less than [30] *40* days before the election."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 1113
Senate Bill No. 1138
Senate Bill No. 1474

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1113

Senator Beard moved that Senate Bill No. 1113 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1113—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 22, of the printed bill, as amended in Senate May 14, 1959, strike out "containing all the necessary terms and formalities".

Amendment No. 2

On page 2, strike out line 28, and insert
"Minor deficiencies in the seller's compliance with the requirements".

Amendment No. 3

On page 2, strike out lines 30 to 32, inclusive, and insert "deemed waived by the buyer".

Amendment No. 4

On page 2, strike out lines 39 and 40, and insert "declares it invalid by reason of minor deficiencies in the seller's compliance with the requirements of this section, then and in that".

Amendment No. 5

On page 2, strike out lines 47 to 50, inclusive.

Amendment No. 6

On page 4, line 10, after "sent", insert "and before sale lawfully occurs".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1138

Senator Beard moved that Senate Bill No. 1138 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1138—An act to add Section 11690 to the Health and Safety Code, and to repeal Section 11689 of said code as added by Senate Bill No. 728 of the 1959 Regular Session, relating to narcotics as evidence.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, strike out "narcotics as evidence", and insert "evidence of narcotic offenses".

Amendment No. 2

On page 1, line 4, after "narcotics", insert "and evidence of narcotic offenses".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 1474

Senator Farr moved that Senate Bill No. 1474 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1474—An act to add Section 4017.5 to the Penal Code, relating to the employment of county jail prisoners.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, after "proceeding", insert a comma.

Amendment No. 2

On page 1, line 9, after "jail", strike out the comma.

Amendment No. 3

On page 1, line 9, after "thereof", strike out the comma.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 1132

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 1132

Senator Murdy movde that Senate Bill No. 1132 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1132—An act to amend Section 720 of the Welfare and Institutions Code, relating to juvenile courts.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "The", and insert "In those counties having a referee appointed pursuant to Section 578.1 of the Welfare and Institutions Code, the".

Amendment No. 2

On page 1, line 12, strike out "issued", and insert "with the probation officer".

Amendment No. 3

On page 1, line 14, after "person", insert "and directing that he appear before such referee".

Amendment No. 4

On page 1, line 14, after "heard", insert ", by the juvenile court or its referee,".

Amendment No. 5

On page 1, line 16, after "sentative", insert a comma.

Amendment No. 6

On page 1, line 17, strike out "other".

Amendment No. 7

On page 1, line 17, after "representative", insert "at such hearing".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 732
Senate Bill No. 1334

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 732

Senator Thompson moved that Senate Bill No. 732 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 732—An act to add Chapter 5.1 (commencing at Section 2500) to Division 2 of the Business and Professions Code, relating to the certification of psychiatric technicians.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "5.1 (commencing at Section 2500)", and insert "10 (commencing at Section 4500)".

Amendment No. 2

On page 1, line 1, strike out "5.1 (commencing at Section 2500)", and insert "10 (commencing at Section 4500)".

Amendment No. 3

On page 1, line 4, strike out "5.1.", and insert "10."

Amendment No. 4

On page 1, line 8, strike out "2500", and insert "4500".

Amendment No. 5

On page 1, line 10, strike out "2501", and insert "4501".

Amendment No. 6

On page 1, line 11, strike out "Medical Examiners", and insert "Vocational Nurse Examiners".

Amendment No. 7

On page 1, line 12, strike out "2502", and insert "4502".

Amendment No. 8

On page 1, line 16, strike out "disordered", and insert "retarded".

Amendment No. 9

On page 1, line 19, strike out "disordered", and insert "retarded".

Amendment No. 10

On page 2, line 12, strike out "2503", and insert "4503".

Amendment No. 11

On page 2, line 14, strike out "2504", and insert "4504".

Amendment No. 12

On page 2, line 16, strike out "2505", and insert "4505".

Amendment No. 13

On page 2, line 18, strike out "2506", and insert "4506".

Amendment No. 14

On page 2, line 23, strike out "2507", and insert "4507".

Amendment No. 15

On page 2, line 29, strike out "2510. The", and insert "4510. After July 1, 1960, the".

Amendment No. 16

On page 2, line 33, strike out "2511", and insert "4511".

Amendment No. 17

On page 2, strike out lines 44 to 52, inclusive, and insert

"(d) Have successfully completed a prescribed course of study of at least 12 months in length in a school accredited by the board, which course of study shall combine the nursing knowledge and skills necessary for the care of any ill person and in addition those special skills necessary for the care of the mentally ill or the mentally deficient, or have completed a course of study which in the opinion of the board is equivalent to the minimum requirements of an accredited program for psychiatric technicians in the State."

Amendment No. 18

On page 3, line 1, strike out "(f)", and insert "(e)".

Amendment No. 19

On page 3, line 4, strike out "2512", and insert "4512".

Amendment No. 20

On page 3, line 7, strike out "2513", and insert "4513".

Amendment No. 21

On page 3, line 11, strike out "2514. Prior to July 1, 1961," and insert "4514. Prior to July 1, 1962,".

Amendment No. 22

On page 3, line 12, strike out "2511", and insert "4511".

Amendment No. 23

On page 3, line 17, strike out "2515", and insert "4515".

Amendment No. 24

On page 3, line 22, strike out "2511", and insert "4511".

Amendment No. 25

On page 3, line 23, strike out "2516", and insert "4516".

Amendment No. 26

On page 3, line 29, strike out "2520", and insert "4520".

Amendment No. 27

On page 3, line 34, strike out "2521", and insert "4521".

Amendment No. 28

On page 4, line 32, strike out "2522", and insert "4522".

Amendment No. 29

On page 4, line 45, strike out "2523", and insert "4523".

Amendment No. 30

On page 5, line 8, strike out "Psychiatric Technician's Schools", and insert "Schools for Preparation of Psychiatric Technicians".

Amendment No. 31

On page 5, strike out lines 10 and 11, and insert

"4530. The board shall prepare and maintain a list of accredited schools which offer an accredited program for psychiatric technicians."

Amendment No. 32

On page 5, line 12, strike out "2531", and insert "4531".

Amendment No. 33

On page 5, lines 13 and 14, strike out "required number of hours of instruction in the subjects of", and insert "number of hours of instruction required for the other program administered by the board. The subjects of instruction shall include the".

Amendment No. 34

On page 5, line 22, strike out "2532", and insert "4532".

Amendment No. 35

On page 5, line 35, strike out "2540", and insert "4540".

Amendment No. 36

On page 5, line 38, strike out "2541", and insert "4541".

Amendment No. 37

On page 5, line 43, strike out "2542" and insert "4542".

Amendment No. 38

On page 5, line 48, strike out "2543", and insert "4543".

Amendment No. 39

On page 6, line 1, strike out "2544", and insert "4544".

Amendment No. 40

On page 6, line 5, strike out "2545", and insert "4545".

Amendment No. 41

On page 6, line 13, strike out "2546", and insert "4546".

Amendment No. 42

On page 6, lines 16 and 17, strike out "Contingent Fund of the Board of Medical Examiners", and insert "Vocational Nurse Examiners Fund".

Amendment No. 43

On page 6, line 18, strike out "2547", and insert "4547".

Amendment No. 44

On page 6, lines 19 and 20, strike out "Contingent Fund of the Board of Medical Examiners", and insert "Vocational Nurse Examiners Fund".

Amendment No. 45

On page 6, lines 21 and 22, strike out "Contingent Fund of the Board of Medical Examiners", and insert "Vocational Nurse Examiners Fund".

Amendment No. 46

On page 6, line 26, strike out "2548", and insert "4548".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 1334

Senator O'Sullivan moved that Senate Bill No. 1334 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1334—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by amending Sections 4, 5, 7, and 10 thereof, and adding Sections 6.5 and 18.5 thereto, relating to the practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 25, of the printed bill, after "law", insert ", nor shall include the practice of surgery, osteopathy, dentistry or optometry".

Amendment No. 2

On page 4, line 47, after "progress", insert ", and may by law increase the amount of the fees payable by applicants and licensees and the amount of the per diem compensation payable to members of the board".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 882

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 882

Senator Thompson moved that Senate Bill No. 882 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 882—An act to amend Section 31 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to real or personal property acquired by the district.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in Senate May 15, 1959, after "month," insert "as determined by a qualified land appraiser,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 576

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 576

Senator McCarthy moved that Senate Bill No. 576 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 576—An act to create the Golden Gate Authority, prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities, and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to amend Section 30001 of, and to repeal Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600) and 2 (commencing at Section 30651) of Chapter 2 of Division 17 of, and to add Sections 27179.5, 30001.1, 30001.5, 30001.7, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 19, 1959, strike out "Authority", and insert "Commission".

Amendment No. 2

In line 2 of the title strike out "functions," and insert "functions."

Amendment No. 3

Strike out lines 3 to 17, inclusive, of the title.

Amendment No. 4

On page 1, strike out line 1, and insert

"SECTION 1. There is hereby created the Golden Gate Commission which shall be composed of seven commissioners, six of whom shall be residents of the San Francisco Bay area and shall be appointed by the Governor, and the seventh shall be the Director of Public Works. No commissioner appointed by the Governor shall hold any elective public office or full time employment with any public agency, and no commissioner shall be entitled to any compensation for his services as a commissioner but each shall be reimbursed for the actual necessary traveling and other expenses incurred by him in the performance of his duties.

SEC. 2. The commission shall elect a chairman, vice-chairman, secretary, and treasurer.

SEC. 3. The commission may maintain an office and appoint and fix the salaries of an executive director and such other employees as it may deem necessary to carry out the provisions of this section. These employees may be removed from office at the discretion of the commission. The commission may contract with such persons, groups, agents, and agencies, public and private, for services necessary to carry out its duties and responsibilities. The commission shall make the fullest possible use of all facilities of state, county, city and other governmental agencies which may be available to it with the objective of operating as economically as efficiency will permit.

SEC. 4. The commission shall study and investigate port, harbor, airport, bridge, and other metropolitan transportation facilities in the San Francisco Bay area and harbor facilities outside the San Francisco Bay area but having a direct effect on trade and commerce in the San Francisco Bay area, and the advisability of operating any or all such facilities under a single agency. Within 30 days after the commencement of the 1961 Regular Session the commission shall submit a report to the

Legislature with respect to the desirability and economic feasibility of the acquisition or lease and operation of any such facilities by such an agency and recommended legislation establishing such an agency, specifying the powers, duties, and functions of such an agency and the manner in which the governing body of such an agency should be chosen.

SEC. 5. The commission may appoint committees from its membership and other interested public and private groups.

SEC. 6. The commission may accept contributions and appropriations from any public agency.

SEC. 7. The existence of the commission shall terminate December 31, 1961."

Amendment No. 5

On page 1, strike out lines 2 to 12, inclusive, and strike out all of pages 2 to 45, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO APPROVE JOURNALS

Senator Brown moved that the Journals for Monday, May 18, 1959; Tuesday, May 19, 1959; Wednesday, May 20, 1959; Thursday, May 21, 1959; and Friday, May 22, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

CONSIDERATION OF DAILY FILE
MOTIONS TO RECONSIDER

Senate Bill No. 1151—An act to repeal Section 1508 of, and add Section 1500.1 to the Welfare and Institutions Code, relating to aid to needy children.

Request for Unanimous Consent

Senator Cobey asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1151 was refused passage, continued to the next legislative day.

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 213—An act to add Section 17531.1 to the Business and Professions Code, relating to packaging of unassembled toys.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 213?

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Assembly May 12, 1959, after "toys", insert "in this State".

Amendment No. 2

On page 1, line 10, strike out "clearly state on"; and strike out lines 11 and 12, and insert "not further distribute or market such toys if they are unassembled unless and until the outside of each package which contains any such toys clearly states that the toys are unassembled."

Second Set of Amendments to Senate Bill No. 213

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly April 23, 1959, strike out "original".

Amendment No. 2

On page 1, line 8, after "case.", insert "If children's toys are packaged outside this State, the first wholesaler, jobber, distributor, or other person who has possession, or control of the toys in the course of distribution or marketing of such toys for sale to any retailer shall clearly state on the outside of the package that the toy is unassembled if such is the case."

Third Set of Amendments to Senate Bill No. 213

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate February 27, 1959, strike out "retail", and insert "sale to".

Amendment No. 2

On page 1, line 6, strike out "sale, or who sells such toys," and insert "any retailer,".

Amendment No. 3

On page 1, line 7, strike out "and in all advertisements of such toys."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 213 by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Above bill ordered enrolled.

MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS

Senator Burns moved that the Senate take up at this time for confirmation the following appointments of the Governor, which were reported from the Committee on Rules on May 22, 1959, appearing on page 2663 of the Senate Journal, recommending their confirmation:

CHARLES A. DETURK, Chief of the Division of Beaches and Parks, vice Newton B. Drury, retired;

JOHN GILLIES BELL, Member, Adult Authority, vice James D. Tante, term expired;

WENDELL JOSEPH KISER, Member, Social Welfare Board, vice Louis Slater, resigned;

WILLIAM CHARLES MOESER, Member Board of Trustees, Metropolitan State Hospital, vice Lars E. Carlson, term expired;

The roll was called, and the appointments were confirmed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

APPOINTMENTS CONFIRMED

Whereupon, the President announced that the Senate had confirmed and consented to the appointments of Charles A. DeTurk, John Gillies Bell, Wendell Joseph Kiser, and William Charles Moeser.

SECOND READING OF SENATE BILLS

Senate Bill No. 1060—An act to add Sections 1323, 1774.1, 1774.2, and 1774.3 to the Government Code, relating to appointments by the Governor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "Chief, Division of Labor Statistics and Research", and insert "Director of Veterans Affairs".

Amendment No. 2

On page 1, strike out lines 14 and 15.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1266—An act to amend Section 4012 of the Public Resources Code, relating to the procedure of releasing arrested persons on their promise to appear before a magistrate.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 424—An act to amend Sections 1220 and 3440 of the Civil Code, relating to standing timber or timber rights.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 798—An act to add Section 3605.5 to the Public Resources Code, relating to oil and gas wells.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, as amended in Senate May 20, 1959, and insert "An act to amend Section 3606 of the Public Resources Code, relating to".

Amendment No. 2

On page 1, strike out lines 1 through 22, inclusive, and insert "SECTION 1. Section 3606 of the Public Resources Code is amended to read:".

Amendment No. 3

On page 2, line 26, strike out "pool", and insert "zone".

Amendment No. 4

On page 2, strike out lines 37 through 52, inclusive, and insert "(15) days of completion."

Amendment No. 5

On page 3, strike out lines 1 through 37, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1263—An act to amend Section 4167 of the Public Resources Code, relating to use of equipment without approved spark arresters.

Bill read second time.

Motion to Amend

Senator Berry moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Senate, May 18, 1959, after "land", insert "constituting inflammable vegetation".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1264—An act to amend Section 4168 of the Public Resources Code, relating to the prohibition against possessing and firing of tracer and incendiary bullets.

Bill read second time.

Motion to Re-refer Senate Bill No. 1264

Senator McBride moved that Senate Bill No. 1264 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1267—An act to amend Section 4009 of the Public Resources Code, relating to the appointment of voluntary fire wardens, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 1267

Senator McBride moved that Senate Bill No. 1267 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1184—An act to add Section 30700.5 to the Water Code, relating to county water districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1310—An act to add Section 51362.5 to the Water Code, relating to reclamation district operation and maintenance assessments.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 469—An act to amend Section 232 of the Water Code, relating to determination of water supplies.

Bill read second time, ordered engrossed, and to third reading.

Motion to Re-refer Senate Bill No. 469

Senator McBride moved that Senate Bill No. 469 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 214—An act to create the Sutter County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Sutter County, prescribing the agency's powers and duties, providing for its organization, operation and management and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing

for the levy and collection of taxes for the payment of general agency expenses, and for co-operation and contracts with any entity.

Bill read second time, ordered engrossed, and to third reading.

Motion to Re-refer Senate Bill No. 214

Senator McBride moved that Senate Bill No. 214 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1281—An act to amend Section 11260 of the Water Code, relating to the Feather River Project.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1354—An act to add Section 12898 to the Water Code, relating to the Sacramento Canals Unit of the Central Valley Project.

Bill read second time, ordered engrossed, and to third reading.

Motion to Re-refer Senate Bill No. 1354

Senator McBride moved that Senate Bill No. 1354 be re-referred to Committee on Finance.

Motion carried.

Senate Concurrent Resolution No. 66—Relative to appropriation of water in Mono and Inyo Counties.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 25, of the printed measure, after "That", insert "the Department of Water Resources review all available information in its records or the records of any other agency with respect to possible developments in Mono and Inyo Counties and that pursuant to such information the department formulate general or co-ordinated plans for the development of such counties; and be it further

Resolved, That".

Amendment read, and adopted:

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 794—An act to amend Section 690.11 of the Code of Civil Procedure, relating to exemptions from attachment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 30, 1959, strike out "Section", and insert "Sections 538 and".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 538 of the Code of Civil Procedure is amended to read:

538. The clerk of the court, or the justice, where there is no clerk, must issue the writ of attachment upon receiving an affidavit by or on behalf of the plaintiff showing:

1. The facts specified in Section 537 which entitle him to the writ;
2. The amount of the indebtedness claimed, over and above all legal setoffs or counterclaims, or the amount claimed as damages; and
3. That the attachment is not sought, and the action is not prosecuted, to hinder, delay, or defraud any creditor of the defendant.
4. That the attachment is not sought for the sole purpose of securing payment of a sum due on an installment contract which provides for four or more weekly installments, or, if it is, that defendant has defaulted on two or more successive payments scheduled under such contract.

Provided, however, that no attachment may be issued under this chapter in any action in which the sum claimed, exclusive of interest, is less than fifty dollars ($50).

In all cases where the earnings of the judgment debtor which would be exempt under the provisions of Section 690.11 of the Code of Civil Procedure are sought to be attached on the ground that the action is brought to collect a debt incurred for the common necessaries of life, the affidavit must contain a statement to that effect, and must specify the character or nature of the items constituting the alleged necessaries.

SEC. 2. Section 690.11 of said code".

Amendment No. 3

On page 1, strike out lines 14 to 21, inclusive, and insert

"All of such earnings, if sought to be levied upon because of a failure to make payments required under a retail installment contract which provides for not less than four weekly installments, unless the affidavit presented pursuant to Section 538 sets forth that the defendant has defaulted on two or more successive payments scheduled under such contract."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1373—An act to add Section 25658.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 5, inclusive, and insert "25658.1. No licensee shall have his license revoked or suspended".

Amendment No. 2

On page 1, lines 8 and 9, strike out "involving on sale premises and".

Amendment No. 3

On page 1, line 10, strike out "conclusive", and insert "prima facie".

Amendment No. 4

On page 1, line 11, strike out ", and the department shall not".

Amendment No. 5

On page 1, lines 12 and 13, strike out "impose any penalty assessment based upon the criminal proceedings".

Amendment No. 6

On page 1, lines 13 and 14, strike out "an on-sale", and insert "a".

Amendment No. 7

On page 1, line 15, strike out "conclusive", and insert "prima facie".

Amendment No. 8

On page 1, line 17, strike out "on-sale".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 218—An act to add Chapter 1.5 (commencing at Section 17261) to Division 14 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to property valuations for the purpose of allocating money to school districts, and the adjustment of school district tax rates as a result thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 28, 1959, strike out line 7, and insert

"17261. On the basis of computations made by the staff of the State Board of Equalization, the secretary of that board shall certify on or before October 1st of each year to the Superintendent of Public Instruction the factor, carried to two decimal points, by which the total assessed value of all tangible property on the current local roll of each county must be modified to conform to the statewide average assessment level of all such property.

17262. Any state department, board, or agency which allocates funds to any school district on the basis of the assessed valuation of property within the district, or which makes any computation on this basis for school building fund repayment purposes, first shall modify that part of the valuation of the district shown upon the local roll by application of the factor certified for that roll as required in Section 17261. If a district is located in more than one county, this modification shall be made by applying the factor appropriate for the assessed value of the property upon the local roll of each county within which the district is located.

17263. Notwithstanding any other provision of this code, whenever the assessed valuation of the district has been modified upward under Section 17262, the maximum general fund tax rate of that district as determined by Sections 20751 or 20803 shall be increased sufficiently to provide the funds required to offset the decrease in school equalization aid resulting from such modification of the assessed value of the district.

17264. The provisions of Sections 17262 and 17263 shall be applicable initially to funds made available to, repayments from, or tax rates of school districts during the fiscal year beginning July 1, 1960, as a result of modification of the assessed valuations of such districts determined as of the first Monday in March 1959. In succeeding fiscal years, these provisions shall apply in a like manner.

17265. The Legislature hereby declares that its sole motive in enacting this chapter is to provide a reasonable and equitable method for ascertaining the value of property located within school districts for use in connection with the administration of state laws providing for the allocation of state funds to such districts for school purposes on the basis of value. The Legislature hereby further declares that in enacting this chapter it has no intention to affect in any way, whether directly or indirectly, any determination of the assessed value of property for tax purposes; and that it has no intention by such enactment to modify any phase or aspect of the process of property taxation in any respect whatsoever, except to the limited extent necessary for tax levy adjustment purposes in accordance with this chapter. The certification with respect to the factor applicable to the assessed value of tangible property on the local roll of any county to conform that value to the statewide average assessment level shall not be construed as a finding of the State Board of Equalization concerning the relationship between the assessed value of locally assessed property in that county to the market value thereof, but shall be regarded only as a report of the staff of that board for the purposes specified in this chapter."

Amendment No. 2

On page 1, strike out lines 8 to 18, inclusive, and strike out pages 2 to 4, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 16—An act to amend Section 1356 and to repeal Sections 1460 to 1475 and 1478 to 1578, inclusive, and to add Chapter 7 (commencing with Section 1500) to Title 10 of Part 3 of the Code of Civil Procedure, relating to disposition of unclaimed property.

Bill read second time.

Motion to Re-refer Assembly Bill No. 16

Senator McBride moved that Assembly Bill No. 16 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 367—An act to add Section 752 to the Welfare and Institutions Code, relating to the expunging of juvenile court records and other records relating to wards of the juvenile court.

Bill read second time.

Motion to Re-refer Assembly Bill No. 367

Senator McBride moved that Assembly Bill No. 367 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 565—An act to amend Sections 4119, 4124, 6403, 6700, and 6801 of, to add Sections 6403.1, 6403.2, and 6403.3 to, and to repeal Sections 6202, 6303, 6400, 6401, 6402, 6408, 6409, and 6802 of, the Corporations Code, relating to foreign corporations.

Bill read second time.

Motion to Re-refer Assembly Bill No. 565

Senator McBride moved that Assembly Bill No. 565 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 567—An act to amend Sections 12164, 12203, and 12204 of the Government Code, relating to duties and fees of the Secretary of State.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 349—An act to amend Sections 5828 and 6499.6 of, and add Sections 5829.1 and 5829 to, the Public Resources Code, relating to loans and agreements for small craft harbor planning and construction.

Bill read second time.

Motion to Re-refer Assembly Bill No. 349

Senator McBride moved that Assembly Bill No. 349 be re-referred to Committee on Finance.

Motion carried.

Assembly Joint Resolution No. 21—Relative to state-federal relations in water development.

Resolution read second time, and ordered to Consent Calendar.

Assembly Joint Resolution No. 33—Relative to the international outfall sewer.

Resolution read second time, and ordered to Consent Calendar.

Assembly Bill No. 797—An act to maintain the Water Code by amending Sections 163, 251, 401, 2603, 11581, 12640, 12868, 12874, 26328, the heading of Article 9.5 (commencing with Section 11260) of

Chapter 2, Part 3, Division 6, and the heading of Article 4 (commencing with Section 55610) of Chapter 2, Part 4, Division 16 thereof, and by amending and renumbering the heading of Article 9.6 (commencing with Section 11270) of Chapter 2, Part 3, Division 6 thereof, and by repealing Section 154.5 thereof, relating to the control, utilization, and distribution of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly May 1, 1959, strike out "26328,".

Amendment No. 2

In lines 8 and 9 of the title, strike out "and by repealing Section 154.5 thereof,".

Amendment No. 3

On page 3, line 36, strike out "California Water Commission", and insert "department".

Amendment No. 4

On page 4, line 3, strike out "California Water Commission", and insert "department".

Amendment No. 5

On page 4, strike out lines 9 to 14, inclusive.

Amendment No. 6

On page 4, line 15, strike out "SEC. 11", and insert "SEC. 10".

Amendment No. 7

On page 4, strike out line 21.

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1872—An act to add Section 108 to the Water Code, relating to development of the water resources of the State.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1143—An act to amend Section 689b of the Code of Civil Procedure, relating to execution of civil judgments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 27, of the printed bill, strike out "by the levying officer".

Amendment No. 2

On page 2, lines 28 and 29, strike out "officer's certificate thereof", and insert "certificate of the serving officer".

Amendment No. 3

On page 2, line 33, after the period, insert "Such written demand of the levying officer may be served by him, or for him by any sheriff, marshal, or constable whose office is closer to the place of service, and whose fees and mileage shall be paid out of the prepaid fees in the possession of the levying officer."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2316—An act to amend Section 199 of the Code of Civil Procedure, relating to competency to act as a juror.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly May 8, 1959, strike out line 3, and insert

"199. A person is not competent to act as a trial juror if any of the following apply:

(a) The person does not possess the qualifications prescribed by Section 198.

(b) The person has been convicted of malfeasance in office or any felony or other high crime.

(c) The person is serving as a grand juror in any court of this State.

(d) The person has been discharged as a trial juror by any court of record in this State within a year, as provided in Section 200.

(e) The person has been drawn as a grand juror in a court of this State and served as such within a year and been discharged.

(f) In a county with a population of not less than 400,000 as ascertained by the last preceding census taken under the authority of the Congress of the United States, or the Legislature of the State of California, the person, during the preceding two years, has actually served 10 days as a trial juror in the trial of cases in a court of record in this State; but a juror shall in any event complete his service as such juror in the trial of a case in which he may be actually engaged.

The clerk shall immediately remove from the jury list the name of any trial juror who becomes disqualified under this section."

Amendment No. 2

On page 1, strike out lines 4 to 24, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Further Amendments to Assembly Bill No. 2316

Motion to Amend

Senator Fisher moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Senate May 8, 1959, strike out "four", and insert "six".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2260—An act to amend Section 23820 of the Business and Professions Code, relating to alcoholic beverages

Bill read second time, and ordered to third reading.

Assembly Bill No. 2237—An act to amend Sections 321 and 323 of the Agricultural Code, relating to foreign cold storage meat.

Bill read second time, and ordered to third reading.

Senator McCarthy Presiding

At 3.39 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Motion to Retain Place on File

Senator Grunsky moved that Senate Bill No. 524 be passed on file and retain its place.

Motion carried.

Senate Bill No. 48—An act to amend Sections 26, 951, 953, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to elections.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 48 be passed on file and retain its place.

Motion carried.

Senate Bill No. 998—An act to amend Sections 35400 and 35401 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the lengths of semitrailers and combinations of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 20—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 20 to Article XIII thereof, relating to property taxation.

Resolution read.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed measure, as amended in Senate May 20, 1959, strike out "such", and insert "any public".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 142—An act to add Section 69613 to the Government Code, relating to the number of judges of the Superior Court of the County of San Luis Obispo.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator McBride Presiding

At 3:46 p.m., Senator James J. McBride, of the Thirty-third Senatorial District, presiding.

Senate Bill No. 1157—An act to amend Section 13963 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to membership in the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1150—An act to add Section 1550.1 to the Welfare and Institutions Code, relating to needy children.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate May 21, 1959, strike out "either of his parents", and insert "the parent then exercising custody".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1159—An act to amend Section 1500 of the Welfare and Institutions Code, relating to needy children.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate May 21, 1959, strike out "because", and insert "by reason".

Amendment No. 2

On page 1, line 17, strike out "a divorce action having been filed,".

Amendment No. 3

On page 1, lines 18 and 19, strike out "whether the parents are married or unmarried".

Amendment No. 4

On page 1, line 20, strike out ". No child deprived of pa-"; strike out lines 21 to 23, inclusive, and insert ", regardless of the pendency of divorce or annulment proceedings, except where the absence of the parent is caused by imprisonment, the period of absence shall be three months."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Senate Bill No. 1240—An act to add Section 5005.7 to the Elections Code, relating to ballot measures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator McCarthy Presiding

At 5.20 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 71—An act to add Section 183 to the Civil Code, relating to recovery for loss of consortium.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Beard, Cobey, Dolwig, Farr, Fisher, O'Sullivan, Rattigan, Regan, Richards, Shaw, and Short—11.
NOES—Senators Berry, Brown, Burns, Byrne, Cameron, Collier, Coombs, Dilworth, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—27.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1208—An act to amend Section 25502 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McBride, Montgomery, Richards, Rodda, Shaw, Short, Stiern, Thompson, and Williams—26.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 556—An act to amend Section 216 of the Labor Code, relating to failure to pay wages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 4.00 p.m., Senator Dilworth asked for, and was granted, unanimous consent to have the record show that the absence of the Committee on Revenue and Taxation was due to holding a meeting of said committee.

Senate Bill No. 84—An act to amend Section 731a of the Code of Civil Procedure, relating to industrial nuisances.

Bill read third time.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Montgomery moved a call of the Senate.

Motion carried. Time, 4.05 p.m.,

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 936—An act to add Section 703 to the Welfare and Institutions Code, relating to authorization of medical, surgical, dental, or other remedial care for minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Farr, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 948—An act to amend Sections 1615, 3016, 4806, 5053, 7205, 7605, 8921, and 9530 of, and to add Sections 103, 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 8526, 9014, 9627, 18625, and 19035.7 to, and to repeal Sections 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 8526, 9014, 9627, 18625 and 19035.7 of the Business and Professions Code, and to amend Section 5053 of the Business and Professions Code as proposed to be amended and renumbered by Senate Bill No. 104, relating to payments to members of licensing boards, commissions, or committees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—31.
NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1065—An act to add Section 24054 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to audit of state college funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson,

Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Miller, ordered printed in the Journal:

May 12, 1959

Mr. Roy E. Simpson, Secretary
State Board of Education
721 Capitol Avenue
Sacramento, California

DEAR MR. SIMPSON: Thank you for your letter of May 11th advising me of the board's action.

It appears the board has a full understanding of the problem and inasmuch as it has announced its intention to review the "Principles Governing Operation of Auxiliary Organizations" and adopt same into regulations expanded to cover deficiencies and further, in view of the passage of Senate Resolution No. 65 and the board's support of Senate Bill No. 1065 with the recommended private accountant amendments, there would not seem to be any need for Senate Bills Nos. 1063 and 1064.

Accordingly I will have them taken off calendar and with the passage of Senate Bill No. 1065 I will consider this matter closed.

Very truly yours,

GEORGE MILLER, JR.

STATE OF CALIFORNIA, DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION
SACRAMENTO 14, May 11, 1959

Hon. George Miller, Jr.
California Legislature
Room 4047, State Capitol
Sacramento 14, California

DEAR SENATOR MILLER: The State Board of Education in annual joint session with the state college presidents on May 8, 1959, at the San Fernando Valley State College, gave careful consideration to the report of the Senate Special Committee on Governmental Administration entitled "Survey of State College Trust Funds."

It has been the consistent policy of the board to co-operate closely with all agencies of State Government and representatives of the Legislature on matters of mutual interest.

The board concludes that, in general, accepted procedures have been followed at San Francisco, Chico, Fresno, and Sacramento State Colleges, but, at the same time, there is need to clarify policies on such important matters as solicitation of funds for benefit of the colleges and the role of college officers in auxiliary organizations.

In his letter of May 5, 1959, transmitting the Division of Audits staff memorandum on findings of extended examination of operations of the auxiliary organizations at Humboldt State College, Eric McLachlan, C. P. A., Chief, Audits Division of the State Department of Finance, reported:

> "We found no matters which appeared to us to involve any illegality but many items are described in the memorandum which require administrative decision as to their propriety."

The board reviewed the Division of Audits report and is in general agreement with its recommendations relating to auxiliary organizations at Humboldt State College.

In addition to reviewing the recommendations relating to the five state colleges, the board adopted the following resolutions:

"*Resolved*, That the State Board of Education approves and confirms the "Principles Governing Operation of Auxiliary Organizations in the California State Colleges," adopted in 1956 by the Director of Finance and the Director of Education, and calls upon the presidents of the state colleges and the state departments concerned to implement them fully, including the completion of written agreements required by the Statement of Principles; and

"*Resolved*, That the State Board of Education also requests the Director of Education to review the said principles with the Director of Finance with a view to

remedying any deficiencies and covering the matter of proper expenditures which may in the light of time and events be pertinent, incorporating in the principles the following statements of board policy:

1. Trust funds must be used specifically for the purpose designated.
2. Student body funds may not be used to support any political issues or candidates.
3. State college auxiliary funds should not be invested in personal loans of a nonscholarship nature, except as faculty or employee loans are specifically authorized by the trust.

"*Resolved*, That in this connection, they should consider the provisions of Senate Bills Nos. 1063 and 1064 as amended April 28, 1959, for inclusion in said principles to the extent that certain provisions may be deemed necessary or desirable to protect the careful administration of funds provided for the benefit of the state colleges; and

"*Resolved*, That the said principles, as hereafter amended and approved by the board, should become part of the Administrative Code; and be it further

"*Resolved*, That in view of the foregoing and the passage of Senate Resolution No. 65, the board recommends the following with respect to certain pending legislation:

1. That Senate Bill No. 1065 be approved subject to insertion after "Finance" on line 3 of the printed bill, as amended in Senate April 28, 1959, the following: ", or a public accountant selected by the organizations or funds hereafter described and approved by the Department of Finance,"
2. Senate Bills Nos. 1063 and 1064 be withdrawn."

It is the desire of this board that the several recommendations included in this letter be followed immediately and that continued study be made by the Director of Education and the Director of Finance of the fiscal and administrative details relating to auxiliary organizations.

It is the hope of the board that these actions meet with the full approval of the committee.

Sincerely yours,

ROY E. SIMPSON

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.21 p.m., on motion of Senator Montgomery, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 84 refused passage by the following vote:

AYES—Senators Arnold, Brown, Burns, Christensen, Collier, Coombs, Dolwig, Fisher, Grunsky, Hollister, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Slattery, and Teale—20.

NOES—Senators Beard, Berry, Byrne, Cameron, Dilworth, Donnelly, Farr, Gibson, Holmdahl, Johnson, Murdy, Richards, Rodda, Shaw, Short, and Stiern—16.

Motion to Reconsider

Senator Montgomery moved to reconsider the vote whereby Senate Bill No. 84 was refused passage.

Postponement of Reconsideration

On motion of Senator Montgomery, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 84 was refused passage, was continued until the next legislative day.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 122—An act to amend Section 87 of, and to add Section 73.1 to, the Agricultural Code, and to amend Section 19534 of the Business and Professions Code, and Section 19537 of the Business and Professions Code as proposed by Assembly Bill No. 1755, as

amended in Assembly April 9, 1959, relating to fairs, including racing thereat.

Bill read third time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In lines 6 and 7 of the title of the printed bill, as amended in Senate May 14, 1959, strike out "as amended in Assembly April 9, 1959,".

Amendment No. 2

On page 2, lines 49 and 50, strike out "as amended in Assembly April 9, 1959,".

Amendment No. 3

On page 3, lines 11 and 12, strike out "as amended in Assembly April 9, 1959,".

Amendment No. 4

On page 3, lines 13 and 14, strike out ", as amended in Assembly April 9, 1959".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 611—An act to amend Section 5054 of, and to add Sections 5055 and 5135 to, the Business and Professions Code, and to amend Section 5134 of the Business and Professions Code as amended by Senate Bill No. 104, relating to the practice of accountancy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1049—An act to amend Section 8361 of the Water Code, relating to the Sacramento River Flood Control Project.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 87—An act to amend Section 5715 of, and to add Section 5715.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to maintaining of junior college classes outside of school district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl,

Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Thompson, and Williams—31.
NOES—Senators Rattigan and Teale—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1005—An act to add Section 32109 to the Health and Safety Code, relating to local hospital district boards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1042—An act to amend Section 36 of the Alameda County Flood Control and Water Conservation District Act (Ch. 1275, Stats. 1949), relating to the establishment, government, operation and financing of zone in Pleasanton or Murray Townships.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1222—An act to amend Sections 35430 and 35550.1 of the Streets and Highways Code, relating to the Parking District Law of 1951.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1223—An act to add Section 4284.1 to, and to amend Section 4288 of, the Streets and Highways Code, relating to Street Opening Act of 1903.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1225—An act to amend Sections 31530.1, 31626, 31629, 31635, 31636, 31640, 31680, 31709, 31730 and 31770.1 of, to add Sections 31568.1, 31594, 31595, and 31634.1 to, to add Chapter 2.1 (commencing at Section 31580) to Part 1, Division 18 of, and to repeal Section 31571 of, the Streets and Highways Code, relating to the Vehicle Parking District Law of 1943.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1130—An act to add Article 8.5 (commencing at Section 31690) to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, relating to county employment of persons over retirement age.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 32, of the printed bill, as amended in Senate May 19, 1959, after the first "first", strike out "the", and insert "and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1041—An act to amend Section 5 of the Alameda County Flood Control and Water Conservation District Act (Ch. 1275, Stats. 1949), relating to the powers of the district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1344—An act to amend the Title of, and Sections 2, 3, 4, 5, 6, 9, 10, 13, 14, 15, 16, 17, and 18 of, and to add Sections 3.1, 3.2, 3.3, 3.4, 16.1, 23.5, 36.1, 36.2, 36.3, 36.4 36.5, 36.6, 36.7, 36.8, 36.9, 36.10, 36.11, 36.12, 36.13, 36.14, 36.15, 36.16, and 36.17 to the San Luis Obispo Flood Control and Water Conservation District Act (Chapter 1294 of the Statutes of 1945).

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holm

dahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1188—An act to add Sections 13105.5, 13113.5, 13145.5, and 13171.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the renewal of credentials authorizing service in the Public School System.

Motion to Re-refer Senate Bill No. 1188

Senator McBride moved that Senate Bill No. 1188 be re-referred to Committee on Finance.

Motion carried.

Senate Resolution No. 132

Relative to retirement of Henry Holsinger, Chairman of the State Water Rights Board

WHEREAS, Henry Holsinger, Chairman of the State Water Rights Board, has announced his plans for retirement from state service effective July 1, 1959, thereby culminating a long and illustrious career in public service which began as an attorney for the Division of Water Resources in 1930; and

WHEREAS, Mr. Holsinger, a native son, was born on June 15, 1889, near Carbondale in Amador County, attended law school at the University of Southern California where he received his Bachelor of Law Degree in 1915 and was in the same year admitted to practice law in this State; and

WHEREAS, Mr. Holsinger practiced law in Bakersfield from 1915 to 1918, and during his residence in this area he married the former Genevieve Carle, a member of a pioneer Ventura County family; and

WHEREAS, In 1918 he enlisted in the United States Army and served in the infantry during World War I; and

WHEREAS, From 1918 to 1925, Mr. Holsinger engaged in farming operations, and in 1925 he resumed the practice of law in Sacramento; and

WHEREAS, In 1930 he entered state service as an attorney for the Division of Water Resources and was made chief of the legal section of the division in 1949; and

WHEREAS, As attorney for the Division of Water Resources, Mr. Holsinger developed the legal background for the vast Central Valley Project and was active in many of the important cases arising in this State involving matters of water law, including litigation involving the water supply for Southern California's West Coast Basin, Raymond Basin, and the Santa Margarita River; and

WHEREAS, Mr. Holsinger has gained a reputation as one of the most eminent water law experts in this State, and he has written numerous monographs on California water law and his opinion and views have been sought by lawyers and text writers, including Mr. Wells A. Hutchins, the author of the most recent authoritative statement of California water law, "The California Law of Water Rights"; and

WHEREAS, Mr. Holsinger was appointed to the State Water Rights Board on July 5, 1956, the date the agency was created, and has served ably as chairman of the board since that time; and

WHEREAS, Although his term of office actually expired on January 15, 1959, Mr. Holsinger was requested by Governor Brown to hold over until July 1, 1959, in order to complete protested hearings on applications for water rights in the San Joaquin River filed by the United States in connection with the Central Valley Project, as well as applications of the City of Fresno and the Fresno Irrigation District; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate take this opportunity to extend their appreciation and congratulations to Mr. Henry Holsinger for the outstanding services he has rendered to the people of this State as a water lawyer and administrator and to wish him every success in his future career in the private practice of law; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a suitably prepared copy of this resolution to Mr. Henry Holsinger.

Resolution read, and unanimously adopted on motion by Senator Dilworth.

President pro Tempore of the Senate Presiding

At 5.40 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the Desk

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 134—Relative to approving certain amendments to the charter of the City of Santa Barbara, a municipal corporation in the County of Santa Barbara, State of California, voted for and ratified by the qualified electors of said city at a general municipal election held therein on May 5th, 1959.

Resolution read, and presented by Senator Hollister.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1172—An act to add Part 13 (commencing with Section 30001) to Division 2 of the Revenue and Taxation Code, imposing a tax with respect to cigarettes, and making an appropriation, to take effect immediately .

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 5 of the printed bill, as amended in the Senate May 15, 1959, strike out lines 15 to 27, inclusive.

Amendment No. 2

On page 5, line 28, strike out "30112", and insert "30111".

Amendments read, and adopted.

Bill ordered printed.

Motion to Set Special Order

Senator Miller moved that Assembly Bill No. 1172 be made a special order of business for Tuesday, May 26, 1959, at 4 p.m.

Motion carried.

Assembly Bill No. 1177—An act to amend Sections 17041, 17048, 17072, 17171, 17181, 17208, 17209, 17224, 17402, 17411, 17503, 17673, 17674, 17734, 17736, 17737, 17739, 17852, 17853, 18161, 18181, 18182, 18183, 18185, 18186, 18191, 18192, 18200, 18202, 18242, 18401 and 18402 of, and to add Sections 17211, 17211.5, 17212, 17213, 18151, 18152, 18162, 18187, 18188, 18189, 18190, 18190.1, 18190.2, 18204, 18205, 18206, 18207, 18208, 18209, and 18210 to, and to repeal Section 18151 and 18152 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Motion to Set Special Order

Senator Miller moved that Assembly Bill No. 1177 be made a special order of business for Tuesday, May 26, 1959, at 4.05 p.m.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 1194—An act to amend Section 5783.2 of, to repeal Section 5785.2 of, and to add Section 5785.2 to, the Public Resources Code, relating to recreation and park districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Senate Bill No. 603—An act to repeal Section 23363 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1328—An act to add Sections 20004.5, 20004.6, 20031.5, 20031.6, 20124.5, 20497, 20498, 20601.5, 20989, 21251.14, 22153, 22213, and 22550.5 to, to amend Section 22009.1 of, and to repeal Part 3.5 (commencing at Section 21600) of Division 5, Title 2, of the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

The roll was called and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1349—An act to amend Section 24046 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 543—An act to amend Section 25752 of the Business and Professions Code, relating to alcoholic beverages.

Objection Raised

Senator Holmdahl objected to Senate Bill No. 543 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Senate Bill No. 543 to second reading file.

Senate Bill No. 262—An act to amend Sections 74502, 74503, 74504 and 74504.5, and to repeal Section 74516 of the Government Code, relating to the Municipal Court in the City and County of San Francisco.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 620—An act to add Section 5008.5 to the Public Resources Code, relating to the Division of Beaches and Parks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 666—An act to amend Section 1417, and to repeal Section 1418 of, and to add Sections 1418 and 1418.5 to, the Penal Code, relating to disposal of exhibits in criminal cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1044—An act to amend Section 5050.3 of the Welfare and Institutions Code, relating to emergency commitments of mentally ill persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy,

O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1045—An act to amend Section 700 of the Welfare and Institutions Code, relating to the jurisdiction of the juvenile court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1104—An act to add Section 5259.5 to the Welfare and Institutions Code, relating to the commitment of feeble-minded persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 3, 4a and 15 of Article VI, relating to the elimination of obsolete or superseded language affecting the courts of the State.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1055—An act to add Section 1885 to the Code of Civil Procedure, relating to interpreters for deaf parties in civil and criminal actions and proceedings, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, after "court", insert a period; strike out "from a list"; and strike out line 7.

Amendment No. 2

On page 1, line 13, after "court", insert a period; strike out "from a list of names sub-"; and strike out line 14.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to second reading.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1803—An act to amend Section 18661 of the Financial Code, relating to industrial loan companies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2176—An act to amend Section 626 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1391—An act to amend Sections 2981 and 2982 of the Civil Code, relating to conditional sales.

Objection Raised

Senator Richards objected to Assembly Bill No. 1391 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 1391 to second reading file.

Assembly Bill No. 1844—An act to amend Section 14004 of the Financial Code, relating to credit union employee organizations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1022—An act to amend Sections 14522, 14524.1 and 14601, Education Code, and Sections 14152, 14156, and 14301 of the Education Code as proposed by Senate Bill No. 2, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1023—An act to amend Sections 14025, 14151, 14363, 14401, and 14405 of, and to add Section 14403.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1024—An act to amend Sections 14251, 14365, and 14366 of, and to repeal Section 14252 of, the Education Code as enacted at the 1959 Regular Session, relating to State Teachers' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1154—An act to amend Section 19539.5 of the Business and Professions Code, relating to horse racing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1903—An act to amend Section 18950 of the Government Code, relating to promotion in the State Civil Service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1935—An act to add Sections 2.1 and 2.2 to Chapter 124 of the Statutes of 1955, relating to proceedings of the California Olympic Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1936—An act to add Sections 1325 and 1326 to the Fish and Game Code, relating to proceedings of the Wildlife Conservation Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1937—An act to add Sections 1710 and 1711 to the Harbors and Navigation Code, relating to proceedings of the San Francisco Port authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1938—An act to add Sections 3.11 and 3.12 to Chapter 1508 of the Statutes of 1947, relating to proceedings of the San Francisco World Trade Center Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1939—An act to add Sections 19035.9 and 19035.10 to the Business and Professions Code, relating to proceedings of the California Advisory Board of Furniture and Bedding.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1940—An act to add Sections 21217 and 21218 to the Public Utilities Code, relating to proceedings of the California Aeronautics Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1942—An act to amend Section 20023 of, and to add Section 20034 to, the Water Code, relating to proceedings of the California Districts Securities Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1943—An act to add Sections 9065.1 and 9065.2 to the Public Resources Code, relating to proceedings of the State Soil Conservation Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy,

O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1944—An act to add Sections 8919.1 and 8919.2 to the Business and Professions Code, relating to proceedings of the Yacht and Ship Brokers Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1945—An act to add Sections 731 and 732 to the Fish and Game Code, relating to proceedings of the Marine Research Committee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1946—An act to add Sections 8609 and 8610 to the Public Resources Code, relating to proceedings of the Recreation Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1948—An act to add Sections 31007 and 31008 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the Western Interstate Commission for Higher Education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1949—An act to add Sections 14106 and 14107 to the Fish and Game Code, relating to proceedings of the Pacific Marine Fisheries Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1950—An act to add Sections 65020.1 and 65020.2 to the Government Code, relating to proceedings of the Local Planning Advisory Committee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1951—An act to add Sections 2604 and 2605 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the Reciprocity Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1952—An act to add Sections 5863 and 5864 to the Public Resources Code, relating to proceedings of the Small Craft Harbors Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1953—An act to add Sections 3804 and 3805 to the Harbors and Navigation Code, relating to proceedings of the Board of Harbor Commissioners for Humboldt Bay.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1955—An act to add Sections 26007 and 26008 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to proceedings of the board of governors of the California Maritime Academy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2209—An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2210—An act to amend Section 25665 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2211—An act to amend Section 25661 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy,

O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1941—An act to amend Section 16480.1 of the Government Code, relating to proceedings of the Pooled Money Investment Board.

Bill read third time.
The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1947—An act to add Sections 13007 and 13008 to the Water Code, relating to proceedings of the State Water Pollution Control Board.

Bill read third time.
The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1954—An act to amend Section 4364 of the Public Resources Code, relating to proceedings of the Advisory Committee on Reforestation Methods and Procedures and to add Section 4941.5 to the Public Resources Code, relating to forest practice districts.

Bill read third time.
The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1736—An act to add Section 940.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Bill read third time.
The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1307—An act to add Section 3831 to the Elections Code, relating to the general election ballot.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 380—An act to amend Section 227 of the Labor Code, relating to employer payments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1094—An act to add Article 13 (commencing with Section 255) to Chapter 1, Title 3, Part 1 of the Code of Civil Procedure, relating to the drawing of juries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1151—An act to amend Section 539 of the Code of Civil Procedure, relating to attachments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1204—An act to repeal Part 2 (commencing at Section 20500) of Division 14 of the Health and Safety Code, and to add Section 38638 to the Government Code, relating to police protection at public meetings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1217—An act to amend Section 6334 of the Education Code, and Section 20504 of the Education Code as proposed by Senate Bill No. 2, relating to school district budgets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1226—An act to amend Sections 6062, 6062a, 6063, 6063a, 6064, 6065, and 6066 of the Government Code, and Section 782 of the Probate Code, relating to publication of notice.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1270—An act to amend Sections 553 and 946 of the Code of Civil Procedure, relating to attachments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1346—An act to repeal Chapter 13.5 (commencing at Section 26250) of Part 2 of Division 2 of Title 3 of the Government Code, relating to preservation of newspapers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy,

O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2169—An act to amend Section 1120 of, and add Section 1120.1 to, the Probate Code, relating to testamentary trusts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 140—An act to add Section 233 to the Water Code, relating to water projects.

Objection Raised

Senator Cobey objected to Assembly Bill No. 140 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 140 to second reading file.

Assembly Bill No. 871—An act to amend Section 2350 of the Health and Safety Code, relating to mosquito abatement districts.

Motion to Re-refer Assembly Bill No. 871

Senator McBride moved that Assembly Bill No. 871 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 156—An act to add Article 5 (commencing with Section 53090) to Chapter 1, Part 1, Division 2, Title 5 of the Government Code, relating to local agencies.

Motion to Re-refer Assembly Bill No. 156

Senator McBride moved that Assembly Bill No. 156 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1537—An act to add Section 918 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to co-operative studies by school districts.

Motion to Refer Bill to Inactive File

Senator Richards moved that Assembly Bill No. 1537 be placed on the inactive file.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Murdy:

Senate Resolution No. 133

Relative to the use of fire hazardous areas in forest, brush, and watershed areas

WHEREAS, Many forest, brush, and watershed areas in the State of California experience long periods of drought and become extremely hazardous because of wildfire threat; and

WHEREAS, Fire hazard is particularly great in the area of mountain camps for children and in the past there have been several almost miraculous escapes from forest fires in such camps; and

WHEREAS, These same areas are often meccas for a rapidly growing number of people seeking sylvan locations for summer homes, camps, club sites, and even subdivisions; and

WHEREAS, Unless adequate safety precautions, such as two-way entrances and exits or cleared safety islands, are constructed and maintained, these dwellings pose a threat to human life from any wildfire that may sweep over the area; now, therefore, be it

Resolved by the Senate of the State of California, That the Committee on Rules is hereby directed to assign to an appropriate interim committee for study the subject of the use of fire hazardous areas in forest, brush, and watershed areas for homes, camps, club sites, and subdivisions, including, but not limited to, safety precautions for such dwellings constructed in such areas; and be it further

Resolved, That the committee to which this subject is so assigned for study is hereby authorized and directed to ascertain, study, and analyze all facts relative to this subject and to the desirability of, or necessity for, legislation in the field, and to report thereon to the Senate, including in its report its recommendations for appropriate legislation.

Resolution read, and referred to Committee on Rules.

By Senator Hollister:

Senate Resolution No. 134

Relating to an interim study of cotton ginning

WHEREAS, Senate Bills Nos. 1145 and 1146 have raised major questions as to the proper regulation of cotton gins and the ginning of cotton; and

WHEREAS, Complete study of the problems in this area is necessary to properly meet the problems raised; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Rules Committee is directed to assign to the appropriate interim committee the study of the subject matter of Senate Bills Nos. 1145 and 1146 and that such interim committee be directed to report to the Senate on this subject matter and include in such report its recommendations.

Resolution read, and referred to Committee on Rules.

By Senator Burns:

Senate Resolution No. 135

Relative to Senate investigating committees

Resolved by the Senate of the State of California, That the Standing Rules of the Senate are amended by amending Rule 12.5 of said Rules to read as follows:

Senate Permanent Fact Finding Committees

12.5. Thirteen Senate Permanent Fact Finding Committees hereinafter described are hereby created pursuant to Section 37 of Article IV of the California Constitution.

Whenever the Senate or a standing committee thereof recommends that the subject matter of a bill be referred to a fact finding committee for interim study, or a Member of the Senate requests in writing that a study be made, the Committee on Rules may assign such study to the Permanent Fact Finding Committee to which the general subject matter involved in the study has been allocated by this rule. The Permanent Fact Finding Committee to which such an assignment is made is authorized and directed to ascertain, study and analyze all facts relating to or bearing upon the subject so assigned including, but not limited to, the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating thereto, and to report thereon to the Senate, including

in its reports its recommendations for appropriate legislation. When a specific study has been assigned as herein provided, the Committee on Rules may, in writing, authorize the extension of the study to any closely related subject which the Committee on Rules deems to be sufficiently connected with the matter originally assigned.

Each such committee shall consist of the number of members of the Senate hereinafter specified, appointed by the Senate Committee on Rules. The chairman and vice chairman of each committee shall be appointed by the Committee on Rules, except that the President pro Tempore of the Senate shall be chairman of the General Research Committee. After the first appointments are made, new appointments shall be made at the close of each subsequent general session. Vacancies occurring in the membership of each committee shall be filled by the appointing power.

Each such committee has continuous existence until such time as its existence is terminated by resolution adopted by the Senate, and each such committee is authorized to act both during and between sessions of the Legislature, including any recess.

Each such committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate, which provisions are incorporated herein and made applicable to said committees and their members. Except for the General Research Committee a majority of the members appointed to each committee shall constitute a quorum of the committee, and except for the General Research Committee no subcommittee shall be appointed consisting of less than a quorum of the committee.

Each such committee has the following additional powers and duties:

(a) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(c) To meet and act at any place within the State of California and, when authorized to do so in writing by the Senate Committee on Rules, to meet and act outside the State in carrying out its duties.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

The committees created by this resolution and the subjects allocated to them are:

(1) The Fact Finding Committee on Agriculture, consisting of seven members, is allocated the subject matter embraced in the Agricultural Code and uncodified legislation on the same subject.

(2) The Fact Finding Committee on Business and Commerce, consisting of seven members, is allocated: the subject matter embraced in the Business and Professions Code; the subject matter embraced in the Unemployment Insurance Code, the Insurance Code, the Financial Code, and in uncodified statutes relating to the unemployed, and in the Corporate Securities Act; and uncodified laws relating to said subject matter.

(3) The Fact Finding Committee on Education, consisting of seven members, is allocated the subject matter embraced in the Education Code and in laws relating to the University of California, and uncodified legislation on both subjects.

(4) The Fact Finding Committee on Governmental Administration, consisting of seven members, is allocated: the subject matter embraced in the Elections Code; the subject of problems and legislative proposals involving state policy, new state functions, state property, government reorganization, state employees, and judges' salaries; and the subjects of the Department of Mental Hygiene and institutions under its jurisdiction including state hospitals, homes for the feebleminded, inebriate colonies, institutions for delinquents, homes for the blind, industrial workshops, similar institutions; and the Youth Authority and institutions under its jurisdiction.

(5) The Fact Finding Committee on Judiciary, consisting of seven members, is allocated the subjects embraced in the Civil Code, the Code of Civil Procedure, the Corporations Code (excepting the Corporate Securities Act), the Probate Code, and the Penal Code, and all statutes of a penal nature not related closely to a subject embraced in some other code.

(6) The Fact Finding Committee on Labor and Welfare, consisting of seven members, is allocated the subject matter embraced in the Labor Code, the Military and Veterans Code, and uncodified legislation on these subjects, as well as problems and proposed legislation relating to the Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.

(7) The Fact Finding Committee on Local Government, consisting of seven members, is allocated the subject of county government, municipal corporations, and special assessment and other local districts when such districts are not regulated by

the provisions of some other code; and in addition the subject of uncodified legislation relating to these matters.

(8) The Fact Finding Committee on Natural Resources, consisting of seven members, is allocated: the subject matter embraced in the Public Resources Code and uncodified legislation relating to mines and mining, oil, forestry, parks and the public domain; the subject matter embraced in the Water Code and uncodified laws on that subject; and the subject matter embraced in the Fish and Game Code and uncodified laws on that subject.

(9) The Fact Finding Committee on Public Health and Safety, consisting of seven members, is allocated the subject matter embraced in the Health and Safety Code and uncodified legislation on the same subject.

(10) The Fact Finding Committee on Revenue and Taxation, consisting of seven members, is allocated: the subject matter embraced in the Revenue and Taxation Code and other laws relating to state and county taxes; and the subject matter of state finances and appropriations.

(11) The Fact Finding Committee on Transportation and Public Utilities, consisting of seven members, is allocated the subject matter embraced in the Public Utilities Code, the Vehicle Code, the Streets and Highways Code, the Harbors and Navigation Code, and in uncodified laws germane thereto.

(12) The Fact Finding Committee on Un-American Activities, consisting of five members, is allocated the subject and studies set forth in Senate Resolution No. 132 of the 1957 Session, the "Whereas" clauses of which, and the first "Resolved" clause of which are incorporated herein and made applicable to this committee.

(13) The General Research Committee, consisting of 40 members, is allocated all subjects within the scope of legislative regulation and control but shall not undertake any investigation which another committee has been specifically requested or directed to undertake. The General Research Committee may act only through subcommittees appointed by the Senate Committee on Rules and only on the particular study or investigation assigned by the Senate Committee on Rules to such subcommittees.

The Senate Committee on Rules is authorized to allocate to any such subcommittee from the Contingent Funds of the Senate such sums as the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

CALIFORNIA LEGISLATURE, SENATE, May 20, 1959

Hon. Glenn M. Anderson
President of the Senate
Senate Chamber, State Capitol

DEAR SIR: The Senate Legislative Representation Committee has met and is herewith submitting a progress report for consideration of the Members of the Senate.

The committee requests that this progress report be appropriately inserted in the Senate Daily Journal.

Respectfully submitted,
HUGO FISHER, Chairman
STANLEY ARNOLD, Vice Chairman

JOHN A. MURDY
DONALD L. GRUNSKY
JAMES J. McBRIDE

PROGRESS REPORT OF THE SPECIAL SENATE COMMITTEE ON LEGISLATIVE REPRESENTATION

This committee, pursuant to the duties with which it is charged by the Standing Rules of the Senate and Section 9909 of the Government Code, has reviewed the statements, letters of authorization, and monthly reports of the persons hereinafter named, and unless good cause to the contrary is shown, each of the persons named in this report is entitled to have this committee grant to him a certificate of registration as legislative advocate. Accordingly, not less than five days after the filing of this report, unless in the meantime good cause for not doing so appears,

your committee will grant certificates of registration as legislative advocate to the following named persons:

Allen, James H., 213 W. Seventh Street, Los Angeles 14
California Check Cashers & Sellers Association
Altman, Harold N., 321 Forum Bldg., Sacramento
National Association of Optometrists
Baldwin, Norman D., 312 Crocker-Anglo Bank Bldg., Sacramento
Union Interchange Inc.
Universal Interchange Inc.
Bleifeld, Sidney, 416 W. Eighth Street, Los Angeles 14
Cash and Carry Dairy Association of California
Breed, Arthur H., Jr., 310 15th Street, Oakland 12
San Francisco Bar Pilots
Brunn, McKnight, 707 Latham Square Bldg., Oakland 21
Alameda County Lettuce Growers, Packers & Shippers
Connolly, Arthur H., Jr., 220 Bush Street, San Francisco
Roadside Business Association
Devanney, Janet W., (Mrs.), Hotel Senator, Sacramento
California Cosmetic Association
Fleury, Gordon A., 926 J Building, Sacramento
California State Employees Association
California Society of Psychiatric Technicians
Foster, Hugh M., Jr., Hotel Senator, Sacramento
Pacific Finance Corporation
Garrod, Edna May (Mrs.), El Mirador Hotel
Cupertino Sanitary District
Gilchrist, John P., 15th and N Streets, Sacramento
Imperial Ice Cream Co.
Gupta, Ruth Church, 2237 Chestnut Street, San Francisco
Committee to Save the Sea Lions
Hunter, Ray, 2223 Fulton Street, Berkeley 4
California Farm Bureau Federation
Jessup, John R., 1109 Ninth Street, Sacramento
Western Union Telegraph Co. (The)
Johnson, Roberta, Hotel Senator
Butler & Hegner
Kennedy, Anthony J., 635 Forum Building, Sacramento
Schenley Industries, Inc.
Kopp, Charles L., Senator Hotel
Pacific Finance Corporation
Kull, Olen I., El Mirador Hotel, Sacramento
Household Finance Corporation
Lanning, Mrs. Jessie I., 10 Nile Street, Bakersfield
Kern County Property Owners Association
Luethy, Frank G., 2708 Clay Street, North Sacramento 15
International Brotherhood of Boilermakers
McGowan, William, California Hotel, Sacramento
Los Angeles Firemen's Relief Association
Mallicoat, Robert R., California Hotel, Sacramento
Los Angeles Firemen's Relief Association

Masaoka, Joe Grant, 640 Brannan Street, San Francisco 7
California State Florists' Association
Mitchell, Donald A., 431 Forum Building, Sacramento
Olivetti Office Machines Co.
Munro, Russell S., 5329 Caleb Avenue, Sacramento
Associated Merchants & Y. M. Edmonds Ltd.
Fountain Freezer Association
Reilly, James J., El Mirador Hotel, Sacramento
National Automatic Sprinkler and Fire Control Assoc.
Reynolds, Robert F., Senator Hotel, Sacramento
American Marine Exploration Co., Inc.
Schiavenza, John T., 701 Thirteenth Street, Oakland 12
California Conference of Machinists
Selig, Gail B., Senator Hotel, Sacramento
California Cosmetic Association
Spencer, J. C., Hotel Senator, Sacramento
California State Automobile Association
Steck, Emil, Jr., Senator Hotel, Sacramento
Dairy Institute of California
Stoops, Clyne E., Senator Hotel, Sacramento
Corporation Unemployment Tax Service
Walters, Merton A., 1918 Grove Street, Oakland 12
International Brotherhood of Electrical Workers

ADJOURNMENT

At 6.05 p.m., on motion of Senator Stiern, the President declared the Senate adjourned until 3 p.m., Tuesday, May 26, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-FOURTH LEGISLATIVE DAY

ONE HUNDRED SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, May 26, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

"Thy kingdom come, O Lord, wide circling as the sun;
Fulfill of old thy word, and make the nations one;
One in the bond of peace, the service glad and free,
Of truth and righteousness, of love and equity.

Speed, speed the longed for time, foretold by raptured seers—
The prophecy sublime, the hope of all the years;
Till rise at last, to span its firm foundations broad,
The commonwealth of man, the city of our God."

And now, we pray for Senator Johnson, who has been taken to the hospital today. Bless those who care for him, that he may soon be returned to his duties among us. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Johnson, on motion of Senator Burns, due to illness.

Senator Shaw, on motion of Senator Stiern, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Democratic Women's Club of Yolo County: Mrs. Oliver

J. Northup, Jr., Mrs. Karl Koch, Mrs. Frank Summers, Mrs. Jay Vannucci, Mrs. H. I. Hollingsworth, Mrs. E. H. Jourger, Sr., Mrs. E. H. Jourger, Jr., Mrs. James Roach, Mrs. Paul Schulz, Mrs. Wm. R. Linford, and Mrs. Al Williams.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Milton Natapoff of Los Angeles; Carol Sinn of Beverly Hills; Wm. G. Sinn of Beverly Hills; and Elaine Barry of Gardena.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. K. W. Miller of San Pablo; R. E. O'Flaherty of San Jose; Mrs. B. W. Parker of Berkeley; Mrs. Verna Hartzell of Berkeley; and Mrs. Glenn Mues of Berkeley.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Phyllis Fischer, Mrs. Rose Sachs, and the following Girl Scouts, Troop 439, of Marvin Marshall School: Susan Brauner, Audrey Cole, Kathleen Faracalas, Illona Fischer, Cathy Lauer, Karen Lee, Patsy McAllister, Carol Peck, Marcia Sachs, Robin Pearson, Theresa Fischer, Linda Redford, Linda Thomas, and Linda Kavioch.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the San Francisco Creative Study Group: Virginia H. Bassett, leader; Mrs. Rene Marty, Joan Marty, Arlette Blake, Christina Presti, Frances Gilboy, Mrs. Harold J. Franklin, Pat Franklin, Mrs. A. J. Ryken, Mrs. Harry Scott, Reva Saper, Gregory Ryken, Eugene Ladrech, Mrs. Thos. L. Blake, Mrs. Joseph J. Gianatti, Mrs. T. W. Gilboy, Mrs. L. E. Weaver, Mrs. Clement Ladrech, Mrs. Leo Fathy, Mrs. Charles Quast, Denise Domergue, Miss Lesley Quast, Mrs. Stephen Petersen, Mrs. Henry Fourcade, Mrs. J. Georges, Mrs. Gus Peter Cafcalas, Mrs. Gaston Artoux, Mrs. Eleanor Emmons, Mrs. Robert F. Domergue, Mrs. Louis Marty, Mrs. Kenneth T. Brasel, Mrs. Arthur J. Dermody, Mrs. Richard E. Fisher, and Gus Cafcalas, Jr.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Steichen, Miss Morgan, and the following students of Wakefield School: Stephen Blount, Ronald Casey, Robert Donabedian, Howard Erickson, Darryl Fernandes, Bernie Heeder, James Hughes, James Hyde, Robert Inzer, Billy Leach, Frederick Martinez, Kenneth Porter, William Rodriguez, Earl Rude, Eugene Santos, Patrick Shaffer, James Spann, Daniel Terrell, Gary Willhite, Russell Williams, Rita Aguiniga, Jennie Essary, Marilyn Garrett, Connie Gilbert, Kathy Lackner, Lenore Lindwall, Barbara Merryman, Sharon Oldham, Virginia Padilla, Lupe Serena, Bulah Thomas, Dorothy Wise, Gayle Logue, Loren Anderson, Gary Backman, John Belew, Alan Bliler, Gary Browning, Garland Cagle, Gary Crow, Robert Earnest, Leslie Ellefson, James Fetherston, Eugene Furrier, Ray Henson, Bill James, Steve Mitchell, Richard Olson, Robert Pearcy, Wayne Shover, John Tillner, Wayne Walter, Ronnie Wing, John Wright, Rachel Anderton, Jeanne Bothun, Joanne Bothun, Tina Constantino, Christy Cook, Caroline Dickey, Wanda Graham, Arlene Halquist, Lesley Johnston, Marina Rodriguez, and Anne Taylor.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Leighton Richardson, Mrs. Lois Borthwick, Mrs. Clare Carter, and the following students of Gold Oak School: Novella Baht, Sandra Borthwick, Sandra Lewis, Carolyn Andreotti, Virginia Fowler, Richard Kimberlin, Richard Chamberlin, Leighton Richardson, Troy Jackson, Fred Dean, Robert Strauss, Michael Duncan, Harry McLaughlin, Joel Sachs, and Rex Thomas.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wm. Baly, instructor; Miss Nancy H. Gill, instructor; and the following students of Bret Harte Junior High School: Joan Aspinal, Dennis Beltram, Dorrene Brusstar, Gary Connolly, Peter Fairwell, Dick Gadd, Marilyn Jensen, Katherine Jurjevich, Katherine Lins, Judy Mathews, Judy Meyer, Steve Morrison, Guy Morton, David Myklebust, Nancy McKay, Sally McKay, Leonard Parker, Sue Piper, Carol Siddens, Bob Simon, Marvin Tauber, Ken Taylor, Margaret Turner, Kathy Waite, Henry Wright, Mary Martini, Wayne Olsen, Ken Hebel, Rocky Tyler, Ilene Wagner, Norman Gadsby, Doug Nelson, and Jerry Hilton.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frank Keohane, Darrol G. Born, Mrs. Paul Bean, Mrs. G. R. Barber, Mrs. E. Chapdelanie, Mrs. J. P. Graves, Mrs. L. G. Beals, Mrs. Alvin Bird, Mrs. M. W. Arnold, Mrs. A. Veerkamp, Mrs. Lud Peterson, and the following students of Mother Lode Union Elementary School: Kneeneth Arnold, Jaquline Barber, Janice Beals, Paul Bean, Brenda Bird, David Chapdelaine, Roger Cline, Lee Dearing, Laura Drapeau, Nancy Fields, John Graves, Charles Griffen, William Harden, James Imes, Steve Keith, Lynn Landis, Allan Lukka, Larry Merth, Rita Mott, Harold O'Donnell, Eric Oelze, Randy Pitts, Lynne Prouty, Nancy Roberts, Nancy Roher, Hetty Simpson, Donna Veerkamp, Gordon Vicini, Patricia Walker, Diane Du Ell, Darleen Gordon, Kathryn Farthing, Jeri Mendosa, John Acuna, Christine Berekoff, Bill Clifton, Ray Combs, John Duggan, David McBride, Gary Peterson, George Reese, and Mike Wood.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dennis Lindberg, Mrs. John Bultema, Mr. and Mrs. N. Anderson, and the following students of Richvale Elementary School: Sherry Lindberg, Cheryl Bultema, Gene Anderson, Elaine Thengball, Martha Tidwell, Wilma Tidwell, and Carl Threlkeld.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF NATURAL RESOURCES
DIVISION OF BEACHES AND PARKS
SACRAMENTO, May 18, 1959

Mr. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California

Chiles Creek—Napa County

DEAR MR. BEEK: Attached you will find two copies of a Report on State Park Potentialities of Chiles Creek in Napa County, California, which was prepared by the staff of this division in answer to Senate Resolution No. 125 of May 13, 1957.

The State Park Commission approved this report at its meeting of May 15, 1959, with the recommendation that the most appropriate disposition of this historic site would be as a regional or county project, rather than as a portion of the State Park System.

Sincerely yours,

EARL P. HANSON, Acting Chief

Encl.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 23, 1959

Hon. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: I have your communication, dated May 22, 1959, requesting that I return to the Senate, Senate Bill No. 786 for further action by the Senate.

I regret that I cannot comply with your request. The Constitution grants me no power to return a bill to the Legislature except in the case of a veto.

Article IV, Section 16, of the Constitution provides: "Every bill which may have passed the Legislature shall, before it becomes a law, be presented to the Governor. If he approve it, he shall sign it; but if not, he shall return it, with his objections, to the house in which it originated . . ." There is no provision authorizing me to return a bill to the Legislature, except as above noted.

Sincerely,

EDMUND G. BROWN, Governor

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1555
Assembly Bill No. 1711
Assembly Bill No. 1780

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, May 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1189

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 1189—An act to amend Sections 493 and 494 of the Agricultural Code, relating to the qualifications of persons regularly engaged in the enforcement of laws, rules, regulations and ordinances pertaining to milk and milk products.

Referred to Committee on Agriculture.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 105
Assembly Bill No. 399
Assembly Bill No. 758
Assembly Bill No. 782
Assembly Bill No. 1336
Assembly Bill No. 1414
Assembly Bill No. 2175
Assembly Bill No. 2317
Assembly Bill No. 2353
Assembly Bill No. 2449
Assembly Bill No. 2454
Assembly Bill No. 2484
Assembly Bill No. 2485
Assembly Bill No. 2522
Assembly Bill No. 2532

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 105—An act to add Section 4167 to the Welfare and Institutions Code, relating to the transfer of real property by recipients of aid to the needy disabled.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 399—An act to amend Section 8107 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to automobile driver training in the public schools.

Referred to Committee on Transportation.

Assembly Bill No. 758—An act to add Section 2802.5 to the Elections Code, relating to state central committees of political parties.

Referred to Committee on Elections.

Assembly Bill No. 782—An act to maintain the Business and Professions Code by amending Section 2457.5 thereof, and by repealing Sections 202.5, 6060.5, 6060.8, and 6061 thereof, relating to the regulation and protection of licensed professions and business enterprises, and making an appropriation.

Referred to Committee on Business and Professions.

Assembly Bill No. 1336—An act to amend Section 17045 of the Business and Professions Code, relating to unfair trade practices.

Referred to Committee on Judiciary.

Assembly Bill No. 1414—An act to amend Section 12256 of the Revenue and Taxation Code, relating to insurance taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2175—An act to amend Sections 16652 and 16653 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to community recreation.

Referred to Committee on Education.

Assembly Bill No. 2317—An act to amend Section 2183 of the Welfare and Institutions Code, relating to payment of aid under the Old Age Security Law.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2353—An act to amend Section 17082 of the Business and Professions Code, relating to unfair trade practices.

Referred to Committee on Judiciary.

Assembly Bill No. 2449—An act to add Article 1.1 (commencing at Section 26620) to Chapter 2 of Part 3 of Division 2 of Title 3 of the Government Code, relating to additional duties of sheriff as ex officio director of civil defense and disaster.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2454—An act to amend Section 22408 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the speed of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2484—An act to amend Section 32221 of, and to add Section 32221.1 to, the Health and Safety Code, relating to local hospital districts.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2485—An act to amend Section 13583 of, and to add Sections 13590.1, 13590.2, and 13590.3 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district employees.

Referred to Committee on Education.

Assembly Bill No. 2522—An act to amend Sections 3167, 3254, and 3255 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to unification of school districts.

Referred to Committee on Education.

Assembly Bill No. 2532—An act to amend Section 139 of the Civil Code, relating to support of spouse and children.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 99—An act to amend Section 410 of the Code of Civil Procedure, relating to service of process;

Senate Bill No. 194—An act to add Section 2378.5 to the Business and Professions Code, and Chapter 7 (commencing at Section 1700), Division 2, to the Health and Safety Code, relating to the creation of a Cancer Advisory Council, and the regulation and control of the diagnosis, treatment, and cure of cancer;

Senate Bill No. 243—An act to add Section 106.4 to the Agricultural Code, relating to importation of meat;

Senate Bill No. 274—An act to add Section 10177 to the Insurance Code, to add Sections 1137, 1137.1, and 1137.2 to the Probate Code, and to amend Section 13724 of the Revenue and Taxation Code and Section 381 of the Probate Code, relating to testamentary trusts of life insurance proceeds;

Senate Bill No. 399—An act to amend Section 4501 of, and to add Section 4501.5 to, the Penal Code, relating to assaults by state prison inmates;

Senate Bill No. 437—An act to add Section 35010 to the Government Code, and to amend Section 731a of the Code of Civil Procedure, relating to county zoning for airport purposes;

Senate Bill No. 764—An act to amend Sections 31470.6 and 31558.5 of the Government Code, relating to the retirement of county employees;

Senate Bill No. 792—An act to amend Sections 10851, 10852 and the heading of Article 8 (commencing with Section 10851) of Chapter 1 of Division 9, and to add a new Section 10851 and Section 10853 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to hazing;

Senate Bill No. 854—An act to amend Section 986.7 of the Military and Veterans Code, relating to farm and home purchases;

Senate Bill No. 864—An act to amend Sections 8991 and 8994 of the Revenue and Taxation Code, relating to liens under the Use Fuel Tax;

Senate Bill No. 907—An act to amend Sections 8620, 8650, 8681, 10500, 10506, 10600.5 and 10607 of the Streets and Highways Code, relating to improvements;

Senate Bill No. 969—An act to add Section 25537 to the Government Code, relating to county government;

Senate Bill No. 973—An act to repeal Section 4786.5 of, and to add Section 4786.5 to, the Health and Safety Code, relating to county sanitation districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 761—An act to amend Section 24051 of the Government Code, relating to inventories of county property;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-sixth day of May, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 43—Relative to state employee parking facilities;

Senate Concurrent Resolution No. 78—Relative to congratulating the people of Solano County upon the occasion of the first delivery of water from the Monticello Dam;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-sixth day of May, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 424
Senate Bill No. 1184
Senate Bill No. 1266
Senate Bill No. 1281
Senate Bill No. 1310

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 122
Senate Bill No. 1130
Senate Bill No. 1150
Senate Bill No. 1159
Senate Bill No. 1373
Senate Constitutional Amendment No. 20

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 794
Senate Bill No. 798
Senate Bill No. 1060

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1263
Senate Concurrent Resolution No. 66

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1055

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Revenue and Taxation

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1176

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DILWORTH, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 47

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 1476
Senate Bill No. 1352

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 1085
Senate Bill No. 1453
Senate Bill No. 1112

Has had the same under consideration, and reports the same back with the recommendation: Send to Committee on Rules for referral to proper interim committee.

DILWORTH, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 1155

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 2580

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1719

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Assembly Bill No. 316

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 1212

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 22, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 434

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 1117
Senate Bill No. 1333
Assembly Bill No. 1572
Assembly Bill No. 1730
Assembly Bill No. 1731
Assembly Bill No. 2081
Assembly Bill No. 2082
Assembly Bill No. 2083
Assembly Bill No. 2084
Assembly Bill No. 2086
Assembly Bill No. 2099
Assembly Bill No. 2105
Assembly Bill No. 2121
Assembly Bill No. 2122
Assembly Bill No. 2123
Assembly Bill No. 2205
Assembly Bill No. 2206

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Concurrent Resolution No. 48
Assembly Joint Resolution No. 26

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and to Consent Calendar.

COLLIER, Chairman

Above reported resolutions ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Constitutional Amendment No. 1
Senate Constitutional Amendment No. 24
Senate Concurrent Resolution No. 34
Senate Concurrent Resolution No. 56
Senate Concurrent Resolution No. 57
Senate Concurrent Resolution No. 60
Senate Joint Resolution No. 21

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COLLIER, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 128
Senate Bill No. 1061
Senate Bill No. 1409
Assembly Bill No. 1997
Assembly Bill No. 806

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Labor

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 723

Has had the same under consideration, and reports the same back with the recommendation: Re-refer to the Committee on Rules to be directed to interim study.

MONTGOMERY, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 1365

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 1034
Assembly Bill No. 886
Assembly Bill No. 887
Assembly Bill No. 1044

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 103
Senate Bill No. 729
Senate Bill No. 1078
Senate Bill No. 1300
Assembly Bill No. 468
Assembly Bill No. 950

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 1294
Assembly Bill No. 1676
Assembly Bill No. 1681

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and to Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 1258

Has had the same under consideration, and reports th esame back with amendments with the recommendation: Amend, and do pass as amended.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 1164

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 606
Assembly Bill No. 219
Assembly Bill No. 220
Assembly Bill No. 2132

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 980
Senate Bill No. 1473

Has had the same under consideration, and reports the same back with the recommendation: Be referred to Committee on Rules to be re-referred to the proper Interim Committee for study.

COBEY, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Judiciary

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 435

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules with the further recommendation that it be re-referred to an appropriate interim committee.

REGAN, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 3

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 1399
Assembly Bill No. 438
Assembly Bill No. 1922
Assembly Bill No. 2413

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 802

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

ERHART, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 1447

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

ERHART, Chairman

Above reported bill re-referred to Committee on Judiciary.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 1262

Has had the same under consideration, and reports the same back with the recommendation: Be referred to proper interim committee for study.

ERHART, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Business and Professions

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 1285

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

McCARTHY, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 1284

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

McCARTHY, Vice Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 1698

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

McCARTHY, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 1239
Senate Bill No. 1259
Senate Bill No. 1382
Senate Bill No. 1414

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

McCARTHY, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 1237
Senate Bill No. 1350
Senate Bill No. 1379
Senate Bill No. 1483

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

McCARTHY, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Joint Resolution No. 20

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

McCARTHY, Vice Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 421
Senate Bill No. 422
Senate Bill No. 1100
Senate Bill No. 1229
Senate Bill No. 1255
Senate Bill No. 1297
Senate Bill No. 1325
Senate Bill No. 1386
Senate Bill No. 1405
Senate Bill No. 1484
Assembly Bill No. 471
Assembly Bill No. 1179
Assembly Bill No. 1751

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McCARTHY, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 1142
Senate Bill No. 1203

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for study.

McCARTHY, Vice Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 1471

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Rules for assignment to the proper interim committee for study.

McCARTHY, Vice Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1827

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1827

Senator Dilworth moved that Assembly Bill No. 1827 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1827—An act to amend Section 2615.5 and 2910.7 of the Revenue and Taxation Code, relating to the payment of property taxes, including the tax bills and tax receipts.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Assembly April 13, 1959, after "shall", insert "deliver such tax bill to such person other than the assessee and shall".

Amendment No. 2

On page 2, line 3, after "shall", insert "deliver such tax bill to such person other than the assessee and shall".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 1426

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 1426

Senator Holmdahl moved that Senate Bill No. 1426 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1426—An act to add Section 729.5 to the Public Utilities Code, relating to rates.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "expense", and insert "expenses".

Amendment No. 2

On page 1, line 9, after "any", insert "such".

Amendment No. 3

On page 1, line 9, strike out "because", and insert a period.

Amendment No. 4

On page 1, strike out lines 10 to 12, inclusive.

Amendment No. 5

On page 1, line 18, strike out the comma and insert a period.

Amendment No. 6

On page 1, strike out lines 19 to 21, inclusive.

Amendment No. 7

On page 2, strike out lines 1 to 7, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 1356

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1356

Senator Teale moved that Assembly Bill No. 1356 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1356—An act to amend Sections 72640, 72645, 72646, 72647, 72649, and 72650 of the Government Code, relating to the Office of Marshal of Municipal Courts, Los Angeles County.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, between lines 11 and 12, insert

"(aa) One inspector who shall be the personnel officer and who shall receive monthly compensation as provided in Schedule 50 set forth in Section 72649. The captain performing the duties of personnel officer immediately prior to the effective date of this section shall automatically succeed to the office created by this subsection (aa) upon the effective date of this section."

Amendment No. 2

On page 2, line 12, strike out "Thirteen", and insert "Twelve".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 995

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 995

Senator McBride moved that Senate Bill No. 995 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 995—An act to amend Section 18 of the Water Conservation Act of 1931 (Ch. 1020, Stats. 1931), relating to financial statements.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "18 of", insert ", and to add Sections 21.1 and 21.2 to,".

Amendment No. 2

In line 3 of the title, after "ments", insert "and district liability".

Amendment No. 3

On page 1, after line 26, insert

"SEC. 2. Section 21.1 is added to said act, to read:

Sec. 21.1. Except as otherwise provided by law, the immunity from tort liability for injuries arising out of actions done by a district organized under this act in its governmental capacity, has not been waived.

SEC. 3. Section 21.2 is added to said act, to read:

Sec. 21.2. Any district organized under this act which owns or operates a reservoir and which opens that reservoir for recreational use or allows such reservoir

to be used for recreational purposes is not liable for injuries to person or property arising out of any recreational use of such reservoir and caused by such district's negligence, whether such reservoir is operated by the district in a governmental or in a proprietary capacity or manner. No director, officer, employee, or agent of any such district shall be personally liable for injuries arising out of negligence in any case where the district itself would not be so liable under this section or Section 21.1."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 777

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 777

Senator McAteer moved that Senate Bill No. 777 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 777—An act to require the sale of certain lands now in the possession and control of the San Francisco Port Authority.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 5, of the printed bill, as amended in Senate May 8, 1959, after the period, insert "The deed or quick claim deed shall reserve to the State of California all oil, gas, oil shale, coal, phosphate, sodium, gold, silver, and all other mineral deposits contained in the land conveyed, and further reserve to the State of California and persons authorized by the State, the right to drill for and extract such deposits of oil and gas, or gas, and to prospect for, mine, and remove such deposits of other minerals from the land conveyed, subject to the provision that the right to drill for and extract such deposits of oil and gas, or gas, and to prospect for, mine, and remove such deposits of other minerals, shall be with the consent of the grantee and shall not disturb the surface, or the ground within 100 feet of the surface of the real property conveyed."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 519

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 519

Senator McCarthy moved that Senate Bill No. 519 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 519—An act to amend the heading of Chapter 2 (commencing at Section 30600) of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of, Division 17 of, and to amend Sections 30608 and 30609 of, the Streets and Highways Code, relating to the construction of a San Francisco-Oakland Rapid Transit Tube, and making an appropriation.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 41, of the printed bill, as amended in Senate April 14, 1959, after "Bridge", insert ", and for any work on the San Mateo-Hayward Bridge or the Dumbarton Bridge authorized by the 1959 Session of the Legislature."

Amendment No. 2

On page 4, lines 10 and 11, strike out "preliminary".

Amendment No. 3

On page 4, line 21, before the period, insert "and the voters of the district have approved the issuance of general obligation bonds as provided for in Section 30775."

Amendment No. 4

On page 4, line 23, strike out "preliminary".

Amendment No. 5

On page 5, line 5, strike out "a substantial", and insert "the entire."

Amendment No. 6

On page 5, line 6, after "system", insert ", other than the rapid transit tube and its approaches,".

Amendment No. 7

On page 5, line 8, after "constructed", insert "; provided that said issuance of general obligation bonds shall be in an amount that, combined with any other financing then provided for to the district, will equal at least five hundred million dollars ($500,000,000)."

Amendment No. 8

On page 5, line 33, after "30609," insert "and all of the costs of any project involving the San Mateo-Hayward or Dumbarton Bridge authorized by the 1959 Session of the Legislature,".

Amendment No. 9

On page 5, strike out lines 41 to 45, inclusive, and insert "the authority by the district in accordance with Section 29081 of the Public Utilities Code, over a period to be fixed by agreement between the district and the authority at not less than the estimated period for retirement of said revenue bonds and not longer than the full term of such bonds having the latest maturity. Such reimbursement shall be in equal annual installments or in such installments as may be agreed upon. The district at its option may anticipate any of such installments in whole or in part. No other payments".

Amendment No. 10

On page 5, line 48, after "30779.", insert "Other than the improvement of the San Francisco-Oakland Bay Bridge and the improvement, if authorized by the 1959 Session of the Legislature, of the San Mateo-Hayward Bridge,".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 519

Amendment No. 1

On page 6, between lines 6 and 7, of the printed bill, as amended in Senate April 14, 1959, insert

"In the event the voters of the district have not approved the issuance of such bonds by November 30, 1962, the accumulated tolls or revenues from the San Francisco-Oakland Bay Bridge shall immediately be used to finance a vehicular crossing of San Francisco Bay from a point south of the San Francisco-Oakland Bay Bridge to an eastern terminus in Alameda County. A portion of such accumulated tolls and revenues may be used to finance engineering studies by the department to determine the most appropriate termini for, and the approaches to, the crossing."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1033

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1033

Senator Shaw moved that Senate Bill No. 1033 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1033—An act to add Section 20308 to the Government Code, relating to legislative employees.

Bill read second time.

Motion to Amend

Senator Shaw moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 18, 1959, strike out lines 3 to 5, inclusive, and insert

"20308. As used in this section, an "em-".

Amendment No. 2

On page 1, strike out lines 10 to 25, inclusive, and insert

"Each employee of the Legislature in employment on the effective date of this section, who has completed eight years or more of continuous employment as an employee of the Legislature, and who will be 70 years of age or more prior to January 1, 1961, shall become a member of this system on the first day of the month following the effective date of this section."

Amendment No. 3

On page 1, line 26, after "member", insert "pursuant to this section".

Amendment No. 4

On page 2, line 34, strike out "on"; and strike out lines 35 to 43, inclusive, and insert "other than persons who become members of the system pursuant to this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

CONSIDERATION OF DAILY FILE
MOTIONS TO RECONSIDER

Senate Bill No. 1151—An act to repeal Section 1508 of, and add Section 1500.1 to the Welfare and Institutions Code, relating to aid to needy children.

Motion to Reconsider Senate Bill No. 1151

Pursuant to his motion previously made, Senator Cobey moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 1151 was refused passage.

The roll was called, and Senate Bill No. 1151 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Grunsky, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Teale, and Williams—27.
NOES—None.

Senate Bill No. 1151 ordered to the third reading file.

Senate Bill No. 84—An act to amend Section 731a of the Code of Civil Procedure, relating to industrial nuisances.

Motion to Reconsider Senate Bill No. 84

Pursuant to his motion previously made, Senator Montgomery moved that the Senate, at this time reconsider the vote whereby Senate Bill No. 84 was refused passage.

The roll was called, and Senate Bill No. 84 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Senate Bill No. 84 ordered to third reading file.

UNFINISHED BUSINESS

Senate Bill No. 11—An act to add Chapter 2.5 (commencing at Section 2200) to Part 3 of Division 2 of the Water Code, relating to Indian water rights.

CONSIDERATION OF GOVERNOR'S VETO

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 11 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate sustained the objections of the Governor by the following vote:

AYES—None.
NOES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Slattery, Thompson, and Williams—29.

SECOND READING OF SENATE BILLS

Senate Bill No. 1411—An act to add Article 4 (commencing with Section 190) to Chapter 2, Division 1 of the Water Code, relating to the California Delta Pool.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "30", and insert "40".

Amendment No. 2

On page 1, lines 8 and 9, strike out "San Francisco Bay, San Pablo Bay,".

Amendment No. 3

On page 1, line 12, strike out "three", and insert "five".

Amendment No. 4

On page 1, line 15, strike out "Central Valleys, and one from the metropolitan", and insert "San Joaquin Valley, one from the Sacramento Valley, one from the Delta Area, and one from the".

Amendment No. 5

On page 1, line 16, after "area", insert "or from the South Central Coastal Area".

Amendment No. 6

On page 1, strike out lines 18 to 24, inclusive, and on page 2, strike out lines 1 to 3, inclusive, and insert

"192. When appointed, an advisory committee shall advise the board on planning and program matters. The advisory committee shall consist of the following:

(a) One member selected by the Department of Water Resources,

(b) One member appointed by the Department of Public Works,

(c) One member appointed by the California Toll Bridge Authority,

(d) If authorized by the appropriate federal authority, one member appointed by the Corps of Engineers of the United States,

(e) If authorized by the appropriate federal authority, one member appointed by the Bureau of Reclamation of the Department of Interior,

(f) One member appointed by the Board of Supervisors of Sacramento County,

(g) One member appointed by the Board of Supervisors of San Joaquin County,

(h) One member appointed by the Board of Supervisors of Contra Costa County, and

(i) One member appointed by the Board of Supervisors of Solano County."

Amendment No. 7

On page 2, strike out lines 19 to 22, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Water Resources.

Senate Bill No. 1288—An act to amend Section 357.1 of the Agricultural Code, relating to the slaughter of cattle.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 17, of the printed bill, strike out "removal of the entrails", and insert "complete removal of the viscera, head and feet".

Amendment No. 2

On page 1, line 21, strike out the period, and insert ", and the frozen food locker plant shall not be subject to the inspection service required by Article 1 (commencing at Section 301), of Chapter 1, Division 3 of this code in the skinning, splitting and quartering of such cattle.

The plant operator shall maintain a record of every transaction involving uninspected meat for a period of five years. The record shall show the name of the producer of the cattle and the number of carcasses delivered by the producer."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Agriculture.

Senate Bill No. 1486—An act to add Division 1a (commencing at Section 25), and to add Sections 37, 38, and 71 to the Citrus Pest District Control Act (Chapter 89, Statutes of 1939), relating to the consolidation of districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out the second "to", and insert "and Sections 37, 38, and 71 to, and to amend Section 45 of,".

Amendment No. 2

On page 1, strike out lines 6 to 8, inclusive, and insert

"Sec. 25. Any two or more districts organized or existing under this act may be consolidated, whether or not the boundaries are coterminous and whether or not the districts are located in the same county.

Sec. 26. Proceedings for consolidation may be initiated by the filing of a petition for consolidation with the board of directors of each district to be consolidated. Each petition shall be signed by the owners of 51 percent by area of the citrus land in the district. Upon the filing of such a petition, the board of directors shall adopt a resolution reciting the fact of receipt and the willingness of the district to consolidate, and shall then send copies of the petition and resolution to the board of directors of each of the other districts. The board shall send the original petition and a certified copy of the resolution to the board of supervisors of the county in which is located the largest area of citrus fruit acreage of the proposed consolidated district, and a copy of the petition and resolution to the board of supervisors of each of the other counties in which is located any part of the proposed consolidated district.

Sec. 27. Upon presentation and filing of the petitions of two or more districts proposing consolidation, the board of supervisors of the county in which is located the largest area of citrus fruit acreage of the proposed consolidated district shall fix a time and place for hearing the petitions. Notice shall be given and the hearing conducted in the same manner and with the same effect as prescribed for the formation of a local district under Division 1 of this act.

Sec. 28. If the board of supervisors determines that the consolidation is feasible and for the best interests of the citrus growers of the respective districts, it shall by resolution duly adopted declare the districts consolidated into one district, giving the consolidated district a name which name shall include the term "consolidated." Certified copies of the resolution shall be filed with the Secretary of State and, for record, with the county recorder of each county in which is located any part of the consolidated district. Upon such filing, the districts shall be deemed consolidated into a single consolidated district with all the rights, privileges and powers of a local citrus pest control district, and particularly those of the districts consolidated. The consolidated district shall succeed to all the funds and other property, and be subject to all the indebtedness, bonded and otherwise, of the several districts consolidated. Each local district shall continue in existence for the purpose of representation on the board of directors of the consolidated district, and for the purpose of levying, assessing and collecting taxes for district purposes; but the board of directors of the consolidated district shall be deemed the board of directors of each local district within the consolidated district.

Sec. 29. Any local district may withdraw from a consolidated district and be reconstituted as a local district by filing with the board of directors of the consolidated district a petition for withdrawal signed by the owners of 51 percent by area of citrus land in the local district. The board of directors of the consolidated district shall send the original petition to the board of supervisors of the county in which the withdrawing district is located, and a copy of the petition to the board of supervisors of each of the other counties in which is located any part of the consolidated district. Upon receipt of a petition for withdrawal, the board of supervisors of the county in which the withdrawing district is located shall fix a time and place for hearing the petition. Notice shall be given and the hearing conducted in the same

manner and with the same effect as prescribed for the formation of a district under Division 1 of this act. Upon withdrawal of a local district, all moneys collected from such district for the use of the consolidated district and all property purchased with such moneys shall remain the property of the consolidated district. All moneys collected from the local district after withdrawal shall be held for the use of the local district.

SEC. 2. Section 37 is added to said act, to read:

Sec. 37. Upon the adoption of a resolution consolidating two or more districts, the board of supervisors shall immediately appoint a board of directors of at least five members, including at least one member from each of the local districts consolidated. If any of the districts consolidated includes more than 15,000 acres of citrus acreage, the board of directors shall be increased to a number equal to the number of districts consolidated, plus one additional director for each 10,000 acres or major fraction thereof in any one local district.

SEC. 3. Section 38 is added to said act, to read:

Sec. 38. The board of directors of a consolidated district shall have all the duties, powers, purposes, responsibilities and jurisdiction of the board of directors of a local citrus pest control district. The members of the board shall be appointed in the same manner and serve for the same term as the directors of a local district; except that if the number of directors is increased to more than five, as provided in Section 37, the sixth member of the first board shall serve for three years, the seventh for two years, and all in excess of seven for one year each.

SEC. 4. Section 45 of said act is amended to read:

Sec. 45. The district shall have perpetual succession and may:

(a) Sue and be sued in all actions and proceedings in all courts and tribunals of competent jurisdiction;

(b) Adopt a seal and alter it at pleasure;

(c) Take by grant, purchase, gift, devise, lease or otherwise, and hold, use and enjoy, and leave, or otherwise dispose of, real and personal property of every kind and description within or without the district necessary to the full and convenient exercise of its powers;

(d) Cause taxes to be levied as herein provided, for the purpose of paying any obligation of the district, and to accomplish the purposes of the district in the manner herein provided;

(e) Make contracts, and employ except as otherwise provided herein, all persons, firms and corporations necessary to carry out the purposes and the powers of the district, and at such salary, wage or other compensation as the board of directors shall determine;

(f) Eradicate, remove or prevent the spread of any and all citrous pests;

(g) Enter into or upon any land included in the district for the purpose of inspecting and treating the citrous trees and fruit growing thereon.

(h) Perform any and all acts either within or outside the district necessary or proper to fully and completely carry out the purposes for which the district was organized.

SEC. 5. Section 71 is added to said act, to read:

Sec. 71. If a consolidated district includes parts of two or more counties, the repository of all moneys of the district shall be the county treasury of the county in which is located the largest area of the district. Moneys collected for the use of the district in any other county in which a part of the district is located shall be transferred by the county treasurer upon warrant of the county auditor of the county in which the moneys were collected to the county treasurer of the county serving as repository for the district, in the same manner as prescribed for the disbursement of moneys held for a local district. Moneys derived from the several counties in which the district is located may be expended in any part of the district for the purposes authorized by this act, notwithstanding any other provision of law limiting the expenditure of any such moneys to a specific area or county."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Agriculture.

Senate Bill No. 562—An act to add Article 3 (commencing at Section 11200) to Chapter 2 of Part 1 of Division 3 of Title 2 of the Government Code, relating to state departments.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Senate May 7, 1959, after "director", strike out the period, and insert "; and any such appointment or appointments shall be only to an existing vacant position; and provided further that any additional exempt appointment or appointments available to any of the foregoing appointments shall be only to an existing vacant position."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1106—An act to add Chapter 8 (commencing with Section 12930) to Part 6 of Division 6 of the Water Code, relating to provision for the development of the water resources of the State by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and providing for the submission of this act to a vote of the people at the general election be be held in the month of November, 1960.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 4, line 12, of the printed bill, as amended in Senate May 20, 1959, strike out "for", and insert "and".

Amendment No. 2

On page 4, line 19, strike out "12937", and insert "12938".

Amendment No. 3

On page 5, line 38, after "of", insert "the".

Amendment No. 4

On page 6, line 26, after "Such", insert "income and revenues".

Amendment No. 5

On page 6, line 51, strike out "Section 12937", and insert "this Section 12938".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 1106

Amendment No. 1

On page 7, line 52, of the printed bill, as amended in Senate May 20, 1959, after "sold.", insert "The committee and the board shall file with the Legislature detailed reports of all expenditures from the California Water Resources Development Bond Fund and the California Water Fund, setting forth descriptions of the purposes of all such expenditures. Such reports shall be filed on or before the 15th day of each regular legislative session and shall show schedules of expenditures and the dates on which additional water will be available for sale from principal termini of the State Water Resources Development System and the total amount then available for sale at these termini."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 511—An act to add Section 14311.5 to the Government Code, relating to the State Contract Act.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1227—An act to amend Sections 15007, 19577, and 19632 of, and to add Section 19559.5 to, the Education Code as enacted at the 1959 Regular Session, and to amend Section 11544 of the Business and Professions Code, relating to the management and disposition of school district properties.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1220—An act to amend Sections 189 and 190 of the Streets and Highways Code, relating to separations.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 486—An act to amend the heading of Part 10 (commencing with Section 15750) of Division 3 of Title 2 of, to amend Sections 16407, 16408, and 16409 of, and to repeal Sections 15750, 15751, 15772, 15794, 15795, 15796, 15797, 15798, 16407.1, 16407.2, and 16407.4 of, the Government Code, relating to the construction of state buildings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 2, line 52, of the printed bill, as amended in Senate April 23, 1959, strike out "1960", and insert "1959".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 679—An act to amend Sections 68200, and 68201 of, and to repeal Sections 68202, 68203, and 68204 of, and to add Section 68547 to, the Government Code, relating to the justices and judges of courts of record.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1193—An act to amend Sections 2110, 2150, and 2152 of the Streets and Highways Code, relating to county roads.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1286—An act to add Section 95 to the Streets and Highways Code, relating to snow removal.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1147—An act to amend Section 20831 of, and to add Section 20831.2 to, the Government Code, relating to State Employees' Retirement System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1195—An act to amend Section 7901 of the Public Utilities Code, relating to telegraph or telephone corporations.

Bill read second time, ordered engrossed, and to third reading.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed bill, after "Utilities", insert "Code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1283—An act to amend Section 17462 of the Health and Safety Code, relating to the State Housing Act.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 815—An act to add Sections 4209 and 4210 to the Government Code, relating to stop notices and bonds of contractors for public works.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 20, 1959, strike out lines 7 to 16, inclusive, and insert "has not been paid in full, other than a person who performs actual labor for wages, and who has no direct contractual relationship with the con-".

Amendment No. 2

On page 1, line 18, strike out "upon giving written", and insert "upon having given written".

Amendment No. 3

On page 2, strike out line 14, and insert "any such person having".

Amendment No. 4

On page 2, line 15, strike out "subcontractor, but no", and insert "no direct".

Amendment No. 5

On page 2, line 17, strike out "nor shall payment", and insert "but no payment shall".

Amendment No. 6

On page 2, line 19, after "contractor", insert "and the public agency concerned".

Amendment No. 7

On page 2, line 28, after "service.", insert "In case of any public works constructed by the Department of Public Works of the State, such notice shall be served by mailing in the same manner as above, addressed to the Office of the Disbursing Officer of the department or by personal service upon such officer."

Amendment No. 8

On page 2, between lines 28 and 29, insert

"SEC. 2. This act shall not apply to any person furnishing labor or materials prior to the effective date of this act."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1326—An act providing for the investigation of water supplies for the western Sacramento-San Joaquin Delta, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 2, of the printed bill, strike out "western".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1263—An act to amend Section 4167 of the Public Resources Code, relating to use of equipment without approved spark arresters.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1055—An act to add Section 1885 to the Code of Civil Procedure, relating to interpreters for deaf parties in civil and criminal actions and proceedings, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 543—An act to amend Section 25752 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to third reading.

Motion to Amend

Senator McBride moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in Senate May 21, 1959, strike out "said code", and insert "the Business and Professions Code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1884—An act to add Section 559.1 to the Agricultural Code, relating to milk and dairy products.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1884

Senator McBride moved that Assembly Bill No. 1884 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 94—An act to amend Section 4231 of, and to add Section 4243.5 to, the Agricultural Code, relating to milk.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 499—An act to add Section 5006.2 to the Public Resources Code, relating to state parks.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 647—An act to amend Section 11200 of, and to add Article 9.9 (commencing at Section 11276) to, and amend and renumber the title of Article 9.6 (commencing at Section 11270) of,

Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1015—An act to repeal Sections 4451 and 4452 of the Labor Code, and to amend Sections 4453, 4455 and 4460 of the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2313—An act to amend Section 1902 of the Public Utilities Code, relating to the Public Utilities Commission.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2314—An act to amend Section 816.5 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1037—An act to amend Section 538 of the Code of Civil Procedure, relating to attachments.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 27, 1959, strike out lines 16 and 17, and insert "of interest and attorney's fees, is less than one hundred dollars ($100)."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 276—An act to amend Sections 825 and 849 of the Penal Code, relating to arrests.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Assembly April 1, 1959, after "booked", insert "as soon as possible, and in any event,".

Amendment No. 2

On page 1, line 18, after "if", insert "he gives his consent to a delay the booking may be delayed for a period not exceeding six hours; and provided further, that if".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 890—An act to add Part 5 (commencing at Section 35700) to Division 24 of the Health and Safety Code, relating to discrimination in publicly assisted housing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 40, of the printed bill, as amended in Senate May 5, 1959, after "modation", insert "with knowledge of such assistance".

Amendment No. 2

On page 3, line 45, after "modation", insert "with knowledge of such assistance".

Amendment No. 3

On page 3, line 51, after "accommodation", insert "with knowledge of such assistance".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1239—An act to add Section 25.5 to the Civil Code, relating to giving of blood donations.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "blood donation", and insert "donation of his blood".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1301—An act to add Section 507 to the Vehicle Code, and to add Section 23118 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving a vehicle under the influence of liquors and drugs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 507 to the Vehicle Code, and to add"; and strike out line 2; and in line 3, strike out "Bill No. 5", and insert "amend Section 23102 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 23102 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session is amended to read:

23102. (a) It is unlawful for any person who is under the influence of intoxicating liquor, *or under the combined influence of intoxicating liquor and any drug*, to drive a vehicle upon any highway. Any person convicted under this section shall be punished upon a first conviction by imprisonment in the county jail for not less than 30 days nor more than six months or by fine of not less than two hundred fifty dollars ($250) nor more than five hundred dollars ($500) or by both such fine and imprisonment and upon a second or any subsequent conviction by imprisonment in the county jail for not less than five days nor more than one year and by a fine of not less than two hundred fifty dollars ($250) nor more than one thousand dollars ($1,000). A conviction under this section shall be deemed a second conviction if the person has previously been convicted of a violation of Section 23101 of this code.

(b) Any person convicted of a second or subsequent offense under this section shall not be granted probation by the court, nor shall the court suspend the execution of the sentence imposed upon such person."

Amendment No. 3

On page 1, strike out lines 2 through 19, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Assembly Bill No. 140—An act to add Section 233 to the Water Code, relating to water projects.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1391—An act to amend Sections 2981 and 2982 of the Civil Code, relating to conditional sales.

Bill read second time, and ordered to third reading.

RECESS

At 3.29 p.m., on motion of Senator Thompson, the Senate recessed for the purpose of hearing comments from Mr. Ben Hunter, of radio station KFI.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Thompson, Richards, and Burns as a special committee to escort Mr. Hunter to the rostrum.

INTRODUCTION OF MR. HUNTER

Senator Thompson introduced Mr. Ben Hunter, who handles the Night Owl program on radio station KFI.

Mr. Hunter thanked the Senate for the privilege of appearing here along with his many fans and hoped the Senate would be listening to the Night Owls while burning the midnight oil.

REASSEMBLED

At 3.35 p.m., the Senate reassembled.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Bill read third time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 47, of the printed bill, as amended in Senate May 15, 1959, strike out "Division 10", and insert "Section 11500, 11501, 11502, 11714, or 11721".

Amendment No. 2

On page 3, line 1, after "disclosed", insert ", except that when defendant is charged with illegal possession of narcotics, and evidence in addition to defendant's denial of commission of the offense is presented tending to show that such narcotics were secreted on defendant's person or premises by someone other than defendant and without defendant's knowledge, the court may order, in the alternative, that

the identity of the informant be disclosed or, if the witness claims the privilege in subdivision 5, that the testimony of information received from the informant be struck".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 48—An act to amend Sections 26, 951, 953, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, Slattery, Stiern, and Thompson—30.

NOES—Senators Dilworth, Rodda, and Williams—3.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 20—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 20 to Article XIII thereof, relating to property taxation.

Resolution read.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Cobey moved a call of the Senate.

Motion carried. Time, 4 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1233—An act to add Sections 5212 and 5295 to the Business and Professions Code, relating to outdoor advertising structures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Cobey, Collier, Donnelly, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, and Williams—23.

NOES—Senators Beard, Coombs, Dilworth, Dolwig, Erhart, Hollister, Richards, and Thompson—8.

Bill ordered transmitted to the Assembly.

Senate Bill No. 102—An act to add Chapter 3 (commencing at Section 17800) to Part 3 of Division 7 of, the Business and Professions Code, relating to trading stamps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—Senators Beard and Donnelly—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 508—An act to add Section 5016.1 to the Public Resources Code, relating to the Division of Beaches and Parks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.
NOES—Senator Berry—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 122—An act to amend Section 87 of, and to add Section 73.1 to, the Agricultural Code, and to amend Section 19534 of the Business and Professions Code, and Section 19537 of the Business and Professions Code as proposed by Assembly Bill No. 1755, as amended in Assembly April 9, 1959, relating to fairs, including racing thereat.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, Thompson, and Williams—32.
NOES—Senators Dilworth, Donnelly, Holmdahl, and Stiern—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1060—An act to add Sections 1323, 1774.1, 1774.2, and 1774.3 to the Government Code, relating to appointments by the Governor.

Motion to Re-refer Senate Bill No. 1060

Senator McBride moved that Senate Bill No. 1060 be re-referred to Committee on Finance.

Motion carried.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.35 p.m., on motion of Senator Cobey, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Constitutional Amendment No. 20 adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Christensen, Cobey, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Stiern, Thompson, and Williams—27.
NOES—Senators Beard, Byrne, Cameron, Collier, Coombs, Donnelly, Richards, Rodda, Short, Slattery, and Teale—11.

Resolution ordered transmitted to the Assembly.

CONSIDERATION OF SPECIAL ORDER

The President announced that Assembly Bill No. 1172, which was set for a special order at 4 p.m., would be taken up.

Assembly Bill No. 1172—An act to add Part 13 (commencing with Section 30001) to Division 2 of the Revenue and Taxation Code, imposing a tax with respect to cigarettes, and making an appropriation, to take effect immediately.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Farr, Fisher, Gibson, Hollister, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, and Teale—26.

NOES—Senators Berry, Byrne, Dilworth, Dolwig, Erhart, Grunsky, McCarthy, Murdy, Thompson, and Williams—10.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF SPECIAL ORDER

The President announced that Assembly Bill No. 1177, which was set for a special order at 4.05 p.m., would be taken up.

Assembly Bill No. 1177—An act to amend Sections 17041, 17048, 17072, 17171, 17181, 17208, 17209, 17224, 17402, 17411, 17503, 17673, 17674, 17734, 17736, 17737, 17739, 17852, 17853, 18161, 18181, 18182, 18183, 18185, 18186, 18191, 18192, 18200, 18202, 18242, 18401 and 18402 of, and to add Sections 17211, 17211.5, 17212, 17213, 18151, 18152, 18162, 18187, 18188, 18189, 18190, 18190.1, 18190.2, 18204, 18205, 18206, 18207, 18208, 18209, and 18210 to, and to repeal Sections 18151 and 18152 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 28 of the printed bill, as amended in Senate May 13, 1959, in line 26, after "effect", insert "; provided that the provisions hereof amending, adding to, and repealing certain provisions of the Revenue and Taxation Code shall cease to be operative on July 1, 1961."

Amendment read, and refused adoption.

Further Consideration of Assembly Bill No. 1177

Assembly Bill No. 1177—An act to amend Sections 17041, 17048, 17072, 17171, 17181, 17208, 17209, 17224, 17402, 17411, 17503, 17673, 17674, 17734, 17736, 17737, 17739, 17852, 17853, 18161, 18181, 18182, 18183, 18185, 18186, 18191, 18192, 18200, 18202, 18242, 18401 and 18402 of, and to add Sections 17211, 17211.5, 17212, 17213, 18151, 18152, 18162, 18187, 18188, 18189, 18190, 18190.1, 18190.2, 18204, 18205, 18206, 18207, 18208, 18209, and 18210 to, and to repeal Section 18151 and 18152 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Cameron, Christensen, Cobey, Coombs, Donnelly, Farr, Fisher, Gibson, Hollister, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Teale—26.

NOES—Senators Berry, Byrne, Collier, Dilworth, Dolwig, Erhart, Grunsky, McCarthy, Murdy, Thompson, and Williams—11.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1973—An act to amend Section 172b, of the Penal Code, relating to alcoholic beverages.

Motion to Refer Bill to Inactive File

Senator McAteer moved that Assembly Bill No. 1973 be placed on the inactive file.

Motion carried.

Assembly Bill No. 1578—An act to add Section 1253.1 to the Unemployment Insurance Code, relating to eligibility for unemployment compensation benefits, declaring the urgency thereof, to take effect immediately.

Motion to Refer Bill to Inactive File

Senator McAteer moved that Assembly Bill No. 1578 be placed on the inactive file.

Motion carried.

Assembly Bill No. 2224—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Motion to Refer Bill to Inactive File

Senator McAteer moved that Assembly Bill No. 2224 be placed on the inactive file.

Motion carried.

Assembly Bill No. 2260—An act to amend Section 23820 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in the Senate May 21, 1959, after "bona fide", insert "public".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 587—An act to amend Sections 11270, 11272, and 11413 of the Government Code, relating to administrative costs of state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 813—An act to add Sections 19464, 19465, and 19466 to the Business and Professions Code, relating to horse racing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 914—An act to add Section 103.2 to the Welfare and Institutions Code, relating to the rule-making power of the State Social Welfare Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1111—An act to amend Section 399 of the Streets and Highways Code, relating to the adoption of state highway routes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1177—An act to amend Section 333 of the Fish and Game Code, relating to antelope.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 717—An act to amend Section 3352 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to liability of school districts for bonded indebtedness.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 718—An act to amend Section 15803 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to loss of school property by fire.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 888—An act to amend Sections 28260 and 28261 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to union high school district public libraries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 987—An act to amend Section 74261 of the Government Code, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1137—An act to add Section 11891.5 to the Public Utilities Code, relating to municipal utility districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1144—An act to amend Section 6240 of the Harbors and Navigation Code, relating to port districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1158—An act to amend Section 5782.10 of the Public Resources Code, relating to recreation and park districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1176—An act to amend Section 73972 of the Government Code, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1182—An act to amend Section 74262 of the Government Code, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1050—An act to amend Sections 74842, 74843, 74844, and 74845 of the Government Code, relating to the municipal court established in a district embracing the City of Vallejo.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1162—An act to amend Section 74263 of the Government Code, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1175—An act to amend Section 73974 of the Government Code, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1181—An act to amend Section 74264 of the Government Code, relating to the municipal court established in a district embracing the City of San Bernardino.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1359—An act to add Section 5781.45 to the Public Resources Code, relating to recreation and park districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 204—An act to amend Section 70046.1 of the Government Code, relating to court reporters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 811—An act to add Section 70044.5 to the Government Code, relating to court reporters of the Superior Court of the County of San Mateo.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1236—An act to amend Section 70055.1 of the Government Code, relating to filing fees in the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 885—An act to add Chapter 4 (commencing at Section 1700) to Part 6, Division 2 and to repeal Sections 1650 to 1663, inclusive, of the Labor Code, relating to artists' managers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery,

Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 970—An act to amend Section 1765 of the Insurance Code as amended by Chapter 4 of the Statutes of 1959 and to add Section 1765.1 to the Insurance Code, relating to qualifications for surplus line brokers and special lines surplus line brokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 990—An act to add Sections 23661.5 and 23661.6 to the Business and Professions Code, and to add Section 32110 to the Revenue and Taxation Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1194—An act to amend Section 23384 of the Business and Professions Code, relating to alcoholic beverages.

Objection Raised

Senator Williams objected to Assembly Bill No. 1194 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 1194 to second reading file.

Assembly Bill No. 462—An act to add Section 1178.5 to the Military and Veterans Code, relating to the formation of veterans' memorial districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 463—An act to add Section 1198.5 to the Military and Veterans Code, relating to the management of veterans' memorial districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 464—An act to amend Sections 1192 and 1205 of the Military and Veterans Code, relating to veterans' memorial district taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 465—An act to amend Section 1191 of the Military and Veterans Code, relating to the management of veterans' memorial districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 622—An act to amend Section 5281 of the Streets and Highways Code, relating to special assessment proceedings under the Improvement Act of 1911.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 662—An act to add Section 940.1 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 817—An act to amend Section 25642 of the Government Code, relating to fire protection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 872—An act to amend Section 2330 of, and to add Section 233.6 to, the Health and Safety Code, relating to mosquito abatement districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1016—An act to amend Section 667.1 of the Welfare and Institutions Code, relating to the establishment of schools in county juvenile halls.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1050—An act to amend Section 5248 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1100—An act to add Section 14115 to the Health and Safety Code, relating to local fire protection districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1353—An act to amend Sections 1176 and 1178 of, and to add Sections 1177.5 and 1177.6 to, the Military and Veterans Code, relating to veterans' memorial districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1845—An act to add Section 54906 to the Government Code, relating to highway lighting districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1976—An act to add Section 32300.2 to, and to amend Sections 32303, 32304, and 32312 of, the Health and Safety Code, relating to local hospital districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1986—An act to amend Section 27201 of, and to add Section 27201.5 to, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to county librarians.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1998—An act to add Section 25366.5 to the Government Code, relating to disposition of assets of special districts upon dissolution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2171—An act to amend Section 6080 of the Harbors and Navigation Code, relating to harbor districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1084—An act to amend Sections 14309 and 14376 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the employment after retirement of certificated employees by school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1458—An act to amend Sections 950 and 1152 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to notice of school district elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson,

Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1982—An act to amend Sections 7203 and 7211 of, and to add Section 8801.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district libraries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 708—An act to add Chapter 8 (commencing at Section 25701) to Division 20 of the Health and Safety Code, relating to the manufacture and sale of toys.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2277—An act to amend Section 24360.2 of the Health and Safety Code, relating to air pollution control.

Objection Raised

Senator Richards objected to Assembly Bill No. 2277 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 2277 to second reading file.

Assembly Bill No. 135—An act to add Section 26736 to the Government Code, relating to the fees of sheriffs, marshals and constables.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 326—An act to amend Section 10504 of the Streets and Highways Code, relating to remedies in case of default by contractor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1141—An act to amend Section 780 of the Probate Code, relating to sales of real property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1142—An act to amend Section 1405 of the Probate Code, relating to guardians.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1409—An act to add Section 26207 to the Government Code, relating to rewards for apprehension and conviction of vandals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 1574

Senator Grunsky moved that Assembly Bill No. 1574 be withdrawn from Committee on Insurance and Financial Institutions, and re-referred to Committee on Local Government.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 1398

Senator McCarthy moved that Senate Bill No. 1398 be withdrawn from Committee on Business and Professions, and re-referred to Committee on Governmental Efficiency.

Motion carried.

MOTION TO SET SPECIAL ORDER

Senator Burns moved that Senate Bill No. 1106 be made a special order of business for Thursday, May 28, 1959, at 4 p.m.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 82: By Senator McBride—Relative to the passing of Mae Bromley.

Resolution read, and ordered to third reading file.

ADJOURNMENT

At 6.02 p.m., on motion of Senator Stiern, the President declared the Senate adjourned until 2.30 p.m., Wednesday, May 27, 1959, out of respect to the memory of the late John Foster Dulles.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-FIFTH LEGISLATIVE DAY

ONE HUNDRED THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, May 27, 1959

The Senate met at 2.30 p.m.
Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we would join with the citizens of a Nation in sorrow because of the death of one of its greats—John Foster Dulles, a former Secretary of State. We remember with gratitude the steadfastness of purpose, diligence, political and physical courage, the mental ability and integrity he brought to a great office in most difficult times. And now that he rests from his labors, we salute his memory for a lifetime of service to the cause of peace. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Johnson, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Arthur L. Selland of Fresno; Mr. R. N. Klein of Fresno; and Mr. Earl Hollenbeck.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of Madera County Farm Bureau: Mrs. J. Bishel, Elizabeth Dann,

Gertrude Hayes, Alice Wattenbarger, Clave McCollister, Agnes Thomasson, Mrs. Gladys Smith, Mrs. Clem Mecchi, Mrs. Rolph Seeley, Mrs. Milton Leach, Mrs. Carl Thome, Mrs. Betty Cunningham, Mrs. John Hawksworth, Mrs. Grace Wilson, Mrs. Tommye Rosskopf, Mrs. Lucy Jobe, Anna Larson, Mrs. Ryan, Mattie Fly, Maud Mason, Tom Richardson, Mrs. Claude Kolman, Mona Deathridge, Mrs. Nelson, August Schmall, Grace Faso, and Mr. and Mrs. Will Sell.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge and Mrs. W. H. Thorpe of Redwood City.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Bristow, Mr. James Scott, Mrs. Ruddick, Mrs. Marian Ohmstede, Mrs. Beryl Geddes, Mrs. Margaret Nail, Mrs. H. H. Mercer, and the following students of Knightsen Elementary School: John Cummings, Nash Gamino, John Geddes, Barry Gursky, Tim Jose, John Ornelas, Manuel Perez, William Reddick, Robert Ruddick, Fred Tamayo, Joe Tarango, J. D. Willis, Lloyd Winters, Kenneth Brewer, Mary Berumen, Margie Catlin, Drinda Douglas, Karen Elliott, Eva Guthrie, Thelma Hartgraves, Garnetta Mercer, Louise Moseley, Christine Nail, Janet Ohmstede, Evelyn Ortiz, Barbara Riley, Pat Simmons, and Judy Warren.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Geraldine Selleneit, Miss Wilma Nelson, Mrs. Barbara Price, Paul Donaldson, Mrs. Mary Anne Thompson, and the following students of Hawthorne School: Gerald Chase, Jane Freitas, Linda Perez, Raymond Schnell, Linda Tom, Jeff Justice, Sue Murphy, Jean Radford, Janice Tullis, Bea Worthen, Celia Freidman, Carol Gray, Ruth Smith, Jennifer Speck, Barbara Stover, Ron Vierra, Karen Waldron, Eddie Benson, Lonnie Lyles, Sharon Prenveille, Delores Radford, Carole Vigallon, Janet White, Rebecca De Soto, Lenore Freidman, Lucille Johnson, Phyllys Newell, Gary Mace, Donald Shaw, and Lani Yee.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William J. McDonald of Bakersfield, and Orestes Righellis of Arvin.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Dillman, Mr. DeHart, and the following students of Wakefield School: David Braden, John Eisenhut, Keith Jackman, Larry Rea, Richard Renner, Robert Root, James Thompson, Gary Waggoner, Sharleen Beeson, JoAnn Boone, Marilyn Butler, Joan Clayton, Leanne Duncan, Deana Frisch, Donna Gant, Barbara Graham, Evelyn Graham, Margaret Lambert, Linda Larson, Bonnie Niel, Carol Rogers, Joan Wadlington, Diana Walstad, Doris Weier, Joyce Heinrichs, John Epperly, Daniel Beatty, Barry Bronson, Greg Collinson, Richard Crowell, Craig Edberg, Melvin Gardner, Roy Hampton, Gary Kronquest, Dan Neff, Gale Newman, David Stutzman, Richard Swanson, Josephine Collins, Patricia Corzine, Dorothy Ensign, Joanne Erickson, Sharon Nelson, Linda Ann Olson, Terry Olsson, Carol Smith, Pamela Swenson, Jonette Torosian,

Peggy Townsend, Karen Yamamoto, Steve Escobar, Juanita Duree, Ova June Fenton, and Linda Jerome.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Thomas Galloway, teacher, and the following students of Joaquin Miller Junior High School: Phil Abben, Dick Alcala, Mary Beltran, Bonnie Beivelman, David Bull, Bobby Caplan, Carolyn Crites, Craig Green, Alvin Inaba, Christine Jung, David Jurkovich, Karen Kolb, Karen Kunieda, Josie Leong, Dorothy Martin, Mike McCarroll, Heidi Mefford, Marilyn Miyakawa, Alan Morrell, Jean Neelen, Janet Neely, Silvia Oden, Gerald Paul, Jon Peterson, Mary Rule, Pauline Schmidt, Jan Smith, Lynne Standish, Greg Wilson, and Jean Snyder.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Margaret Lichau, Mrs. Frank Lemus, Mrs. Harold Hefner, Mrs. Pragedis Avila, Mrs. Donald Hansen, Mrs. Omar Christensen, Mrs. John Brennan, Sister M. Leo Anne, Sister M. Margaret Jean, and the following students of Immaculate Conception School: Sheryl Adams, George Avila, Bruce Bell, Ann Brennan, Danny Briley, Ann Bunker, Dick Cannon, Richard Cascio, Mary Christensen, Peggy Church, Patricia Collins, Ronald Correnti, Mary Jo Dowdin, Fernando Fernandez, Georgann Fisher, Maureen Fox, Frances Gallagher, Genevieve Gill, Betty Grecco, Linda Hansen, Carol Headley, Helen Hefner, Kathy Hogan, James Jumper, Thomas Jumper, Sandra Layman, Sylvia Lemus, Sandra Marques, Richard Marriot, Gloria Martinez, Mary Ann Martinez, Lyle Moffet, Patricia Murphy, Helen McMahan, Judy Pierce, Richard Puliz, Betty Ralston, Linda Rivera, Mary Roche, Delia Rossi, Kathryn Santos, George Schaedler, Terril Ann Triplett, Leroy Vaughn, Helen Vedder, Arlene Wagner, Milton Ward, Gary Watkins, Nancy Waymire, John Weaver, Yvette Williamson, Richard Yettner, and Paul Vinson.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dorothy Zegart of Oakland; Carol Seiver of San Diego; and Pearl Miller of San Diego.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
SACRAMENTO, May 27, 1959

Hon. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: I have the honor to transmit for the information of the California State Senate a copy of the report of the Department of Water Resources entitled "Report on Observation and Processing of Basic Water Resource Data in California," dated February, 1959.

I believe that this report will prove to be of great value and assistance to the many agencies and individuals interested in the development of the water resources of the State of California.

Very truly yours,

HARVEY O. BANKS, Director

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 26, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

J. WARNOCK WALSH, a resident of San Francisco; associated with the firm of E. F. Hutton & Company; has been a member of the San Francisco Port Authority since March, 1956. He is a former Police Commissioner of San Francisco;

Member, San Francisco Port Authority, vice self, term expired, for the term prescribed by law, ending May 1, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 26, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

WILLIAM A. NEWSOM, a resident of San Francisco; attended St. Mary's College; a general contractor in San Francisco for many years; has built public school buildings; also the medical quarters at Oak Knoll Hospital; has been associated with the firm of Newsom & Bechtel;

Member, Unemployment Insurance Appeals Board, vice Glenn V. Walls, retired, for the term prescribed by law, ending May 1, 1960.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1094
Assembly Bill No. 1736

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1023

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day returns without further action:

Senate Bill No. 996

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Subject matter to be referred to Committee on Rules for assignment to proper interim committee.

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 143	Senate Bill No. 775
Senate Bill No. 259	Senate Bill No. 884
Senate Bill No. 376	Senate Bill No. 891
Senate Bill No. 484	Senate Bill No. 900
Senate Bill No. 563	Senate Bill No. 919
Senate Bill No. 627	Senate Bill No. 922
Senate Bill No. 714	Senate Bill No. 924
Senate Bill No. 730	Senate Bill No. 1127

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 886
Senate Bill No. 1022

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 136

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 136—Relative to approving amendments to the charter of the City of Richmond, a municipal corporation in the County of Contra Costa, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twelfth day of May, 1959.

Resolution read and ordered to second reading.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 105

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 105—Relative to the imposition of inheritance or other death taxes by chartered cities.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 408	Assembly Bill No. 2433
Assembly Bill No. 409	Assembly Bill No. 2440
Assembly Bill No. 410	Assembly Bill No. 2442
Assembly Bill No. 469	Assembly Bill No. 2448
Assembly Bill No. 494	Assembly Bill No. 2451
Assembly Bill No. 913	Assembly Bill No. 2457
Assembly Bill No. 1489	Assembly Bill No. 2461
Assembly Bill No. 1550	Assembly Bill No. 2462
Assembly Bill No. 1682	Assembly Bill No. 2475
Assembly Bill No. 1750	Assembly Bill No. 2476
Assembly Bill No. 2147	Assembly Bill No. 2487
Assembly Bill No. 2222	Assembly Bill No. 2488
Assembly Bill No. 2339	Assembly Bill No. 2512
Assembly Bill No. 2361	Assembly Bill No. 2524
Assembly Bill No. 2381	Assembly Bill No. 2527
Assembly Bill No. 2397	Assembly Bill No. 2533
Assembly Bill No. 2430	Assembly Bill No. 2541

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 408—An act to amend Sections 37201 and 39586 of the Government Code, relating to claims against cities.

Referred to Committee on Judiciary.

Assembly Bill No. 409—An act to amend Section 1007 of the Education Code, Sections 6370 and 6960 of the Harbors and Navigation Code, Section 14164 of the Health and Safety Code, Sections 5553 and 5784.19 of the Public Resources Code, Section 21782 of the Streets and Highways Code and Section 56117 of the Water Code; to repeal Sections 61628, 61630, and 61631 of the Government Code, Sections 4817, 5617, and 6096 of the Health and Safety Code, Sections 16682, 16683, 16684, 16685, 16686, Article 5a (commencing with Section 12830) of Chapter 6 of Division 6 and Article 6 (commencing with Section 29060) of Chapter 6 of Part 2 of Division 10 of the Public Utilities Code, Sections 22727, 22728, 22729, 31084, 31085, 31086, 31087, 35752, 35753, and 35754 of the Water Code; and to add Article 1.5 (commencing with Section 1018) to Chapter 1 of Division 2, Article 5 (commencing with Section 21658) to Chapter 10 of Division 10, Article 2.5 (commencing with Section 22360) to Chapter 4 of Division 11, Article 3.5 (commencing with Secton 22680) to Chapter 5 of Division 11 and Article 8.5 (commencing with Section 22980) to Chapter 6 of Division 11 of the Education Code, Section 61628 to the Government Code, Chapter 4 (commencing with Section 5790) to Part 1.5 of Division 8, Chapter 3.5 (commencing with Section 5905) to Part 2 of Division 8, Chapter 3.5 (commencing with Section 6095) to Part 3 of Division 8 and Article 3 (commencing with Section 6680) to Chapter 5 of Part 5 of Division 8 of the Harbors and Navigation Code, Sections 954, 4817, 5617, 4665.6, 6096, 14163.5, Article 5.5 (commencing with Section 2320) to Chapter 5 of Division 3, Article 4.5 (commencing with Section 2880) to Chapter 8 of Division 3, Article 4.5 (commencing with Section 4130) to Chapter 1 of Part 2 of Division 5, Article 5.5 (commencing with

Section 4185.1) to Chapter 1.5 of Part 2 of Division 5, Article 5.5 (commencing with Section 5745) to Chapter 9 of Part 3 of Division 5, Article 8 (commencing with Section 6805) to Chapter 7 of Part 1 of Division 6, Article 5 (commencing with Section 9010) to Chapter 8 of Part 4 of Division 8, Article 6.5 (commencing with Section 14363) to Chapter 1a of Part 3 of Division 12, Article 7.1 (commencing with Section 14488) to Chapter 2 of Part 3 of Division 12, Article 4.1 (commencing with Section 20115) to Chapter 1 of Part 1 of Division 14, Article 2.5 (commencing with Section 24232) to Chapter 2 of Division 20, Article 16 (commencing with Section 24374) to Chapter 2.5 of Division 20, Chapter 7 (commencing with Section 32492) to Division 23, Article 6 (commencing with Section 33340) to Chapter 2 of Part 1 of Division 24 and Article 6 (commencing with Section 34380) to Chapter 1 of Part 2 of Division 24 of the Health and Safety Code, Article 2.5 (commencing with Section 1209) to Chapter 1 of Division 6 of the Military and Veterans Code, Section 5553.5, Article 3 (commencing with Section 9420) to Chapter 4 of Division 9 and Article 1.5 (commencing with Section 11520) to Chapter 7 of Division 10 of the Public Resources Code, Section 16682, Article 5a (commencing with Section 12830) to Chapter 6 of Division 6, Article 6 (commencing with Section 29060) to Chapter 6 of Part 2 of Division 10, Chapter 4.5 (commencing with Section 22601) to Part 2 of Division 9 and Article 9 (commencing with Section 25951) to Chapter 6 of Part 1 of Division 10 of the Public Utilities Code, Sections 31867, 33550, 35707, Chapter 10.5 (commencing with Section 27190) to Part 3 of Division 16, Chapter 9.5 (commencing with Section 8230) to Part 2 of Division 9, Chapter 10.5 (commencing with Section 19190) to Part 4 of Division 14, Chapter 15.5 (commencing with Section 25360) to Part 1 of Division 16 and Chapter 13.5 (commencing with Section 26225) to Part 2 of Division 16 of the Streets and Highways Code, Sections 8991, 22727, 31084, 35752, 44457, Article 4.5 (commencing with Section 50145) to Chapter 2 of Part 1 of Division 15 and Chapter 4 (commencing with Section 55720) to Part 4 of Division 16 of the Water Code, relating to claims against the State, local public entities and public officers and employees.

Referred to Committee on Judiciary.

Assembly Bill No. 410—An act to amend Section 3 of Chapter 349 of the Statutes of 1873-74, Section 9 of Chapter 201 of the Statutes of 1895, Section 11 of Chapter 310 of the Statutes of 1905, Section 19 of the Storm Water District Act of 1909 (Chapter 222, Statutes of 1909), Section 53 of the Solvang Municipal Improvement District Act (Chapter 1635, Statutes of 1951), Section 53 of the Fairfield-Suisun Sewer District Act (Chapter 303, Statutes of 1951), Section 53 of the Montalvo Municipal Improvement District Act (Chapter 549, Statutes of 1955), and Section 11 of the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955); to add Section 3.1 to Chapter 349 of the Statutes of 1873-74, Section 9.5 to Chapter 63 of the Statutes of 1880, Section 12.5 to Chapter 158 of the Statutes of 1885, Section 49.5 to the Drainage Act of 1903 (Chapter 238, Statutes of 1903), Section 46.5 to Chapter 25 of the Statutes of 1907, Section 19.1 to the

Storm Water District Act of 1909 (Chapter 222, Statutes of 1909), Section 8.5 to Chapter 99 of the Statutes of 1913, Section 8.5 to Chapter 361 of the Statutes of 1915, Section 29.5 to the Palo Verde Irrigation District Act (Chapter 452, Statutes of 1923), Section 34.5 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), Section 3.1 to the Orange County Flood Control District Act (Chapter 723, Statutes of 1927), Section 20.5 to the American River Flood Control District Act (Chapter 808, Statutes of 1927), Section 10.5 to Chapter 641 of the Statutes of 1931, Section 21.1 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), Section 20.5 to the Orange County Water District Act (Chapter 924, Statutes of 1933), Section 8 is added to the San Bernardino County Flood Control Act (Chapter 73, Statutes of 1939), Section 15.1 is added to the Monterey Peninsula Airport District Act (Chapter 52, Statutes of 1941), Section 135.5 to the California Water Storage and Conservation District Act (Chapter 1253, Statutes of 1941), Section 15.5 to the County Water Authority Act (Chapter 545, Statutes of 1943), Section 17.5 to the San Diego County Flood Control District Act (Chapter 1372, Statutes of 1945), Section 2.5 to the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of the First Extraordinary Session of 1952), Section 9.5 to the Contra Costa County Storm Drainage District Act (Chapter 1532, Statutes of 1953), Section 11.5 to the Fresno Metropolitan Flood Control Act (Chapter 503, Statutes of 1955), and Section 48 to the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955); and to repeal and add Section 20 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 14½ of the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), Section 6.1 of the Metropolitan Water District Act (Chapter 429, Statutes of 1927), Section 13 of the Ventura County Flood Control Act (Chapter 44, Statutes of the Fourth Extraordinary Session of 1944), Section 31 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), Section 15 of the Riverside County Flood Control and Water Conservation District Act (Chapter 1122, Statutes of 1945), Section 8.1 of the Santa Barbara County Water Agency Act (Chapter 1501, Statutes of 1945), Section 30 of the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294, Statutes of 1945), Section 30 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699, Statutes of 1947), Section 8 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes of 1949), Section 8 of the Mendocino Flood Control and Water Conservation District Act (Chapter 995, Statutes of 1949), Section 29 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), Section 30 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), Section 30 of the Napa County Flood Control and Water Conservation District Act (Chapter 1449, Statutes of 1951), Section 34 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544, Statutes of 1951), Section 30 of the Contra Costa County Flood Control and Water Conservation District Act

(Chapter 1617, Statutes of 1951), Section 15 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), Section 8.1 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656, Statutes of 1951), Section 8 of the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), Section 8.1 of the Sacramento County Water Agency Act (Chapter 10, Statutes of the First Extraordinary Session of 1952), Section 29 of the Marin County Flood Control and Water Conservation District Act (Chapter 666, Statutes of 1953), Section 34 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), Section 8 of the Morrison Creek Flood Control District Act (Chapter 1771, Statutes of 1953), Section 31 of the Del Norte County Flood Control District Act (Chapter 166, Statutes of 1955), Section 31 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), Section 154 of the Santa Cruz County Flood Control and Water Conservation District Act (Chapter 1489, Statutes of 1955), Section 20 of the Contra Costa County Water Agency Act (Chapter 518, Statutes of 1957) and Section 4.23 of the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547, Statutes of 1957), relating to claims against the State, local public entities and public officers and employees.

Referred to Committee on Judiciary.

Assembly Bill No. 469—An act to add Sections 7044.5 and 7054 to the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 494—An act to amend Sections 2655, 3266, 3270, and 3271 of, and to add Section 3105 and Chapter 3.5 (commencing with Section 2851) to Part 2 of Division 1 of, the Unemployment Insurance Code, relating to unemployment compensation disability benefits.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 913—An act to amend Sections 14310, 14311, and 14372 of, and to add Section 14372.1 to, the Education Code enacted by the Legislature at its 1959 Regular Session, relating to State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1489—An act to amend Section 35790 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to trailer coaches.

Referred to Committee on Transportation.

Assembly Bill No. 1550—An act to add Sections 7208 and 7209 to the Revenue and Taxation Code, relating to local sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1682—An act to add Section 6388 to the Revenue and Taxation Code, relating to trailer coaches.

Referred to Committee on Transportation.

Assembly Bill No. 1750—An act to add Chapter 2.7 (commencing at Section 8150) to Division 1, Title 2 of the Government Code, to authorize instrumentalities created jointly by this State or any other state or states to obtain federal old age and survivors' insurance for the employees of such instrumentalities.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2147—An act to amend Section 24072.2 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2222—An act to amend Section 8608 of the Revenue and Taxation Code, relating to the Use Fuel Tax Law.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2339—An act to amend Section 1193.1 of the Code of Civil Procedure, relating to mechanics' liens.

Referred to Committee on Judiciary.

Assembly Bill No. 2361—An act to amend Section 35201.5 of the Government Code, relating to the annexation of noncontiguous territory owned by the annexing city.

Referred to Committee on Local Government.

Assembly Bill No. 2381—An act to amend Section 1705 of, and to add Section 1716 to, the Corporations Code, relating to investment companies, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2397—An act to amend Section 637.5 of the Agricultural Code, relating to milk and milk products.

Refererd to Committee on Agriculture.

Assembly Bill No. 2430—An act to amend Sections 73732, 73733, 73734, 73735, 73992, 73993, and 73994 of, and add Article 11.5 (commencing at Section 73750) to Chapter 10, Title 8 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 2433—An act to amend Section 19538.2 of the Business and Professions Code, and to amend Section 19557 of the Business and Professions Code as proposed by Assembly Bill No. 1755, relating to horse racing.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2440—An act to add Section 2399.5 to the Business and Professions Code, relating to the practice of medicine.

Referred to Committee on Business and Professions.

Assembly Bill No. 2442—An act to amend Section 21706 of the Government Code, relating to State Employees' Retirement System in respect to the integration therein of federal old age and survivors' insurance coverage.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2448—An act to add Section 10176.1 to the Insurance Code, relating to insurance policies.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2451—An act to amend Section 54309 of, and to add Sections 54309.1 and 54516.3 to, the Government Code, relating to the issuance of revenue bonds by local agencies.

Referred to Committee on Local Government.

Assembly Bill No. 2457—An act to amend Section 24051.1 of the Financial Code, relating to exemptions from the California Small Loan Law.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2461—An act to amend Section 24207 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state colleges.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2462—An act to amend Section 357.1 of the Agricultural Code, relating to the slaughter of cattle.

Referred to Committee on Agriculture.

Assembly Bill No. 2475—An act to amend Section 7100 of the Financial Code, relating to loans by savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2476—An act to amend Sections 73649, 73959 and 74749 of the Government Code, relating to the payment of official reporters in the municipal courts in San Diego County.

Referred to Committee on Local Government.

Assembly Bill No. 2487—An act to amend Section 13275 of, to add Section 12915 to, and to repeal Sections 917, 13276, 13584, and 13585 of, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to public school employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2488—An act to add Chapter 14 (commencing at Section 27750) to Part 3, Division 2, Title 3 of the Government Code, relating to counties.

Referred to Committee on Local Government.

Assembly Bill No. 2512—An act to amend Section 2163.3 of the Welfare and Institutions Code, relating to property of old age assistance recipients.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2524—An act to amend Section 28121 of the Government Code, relating to compensation for public service in counties.

Referred to Committee on Local Government.

Assembly Bill No. 2527—An act to amend Section 23661 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2533—An act to amend Section 70047 of the Government Code, relating to superior court reporters.

Referred to Committee on Local Government.

Assembly Bill No. 2541—An act to amend Section 22406 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the speed of trucks and truck tractors.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 158
Assembly Bill No. 1382
Assembly Bill No. 1969
Assembly Bill No. 2507
Assembly Bill No. 2552

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 158—An act to add Section 7032 to the Business and Professions Code, relating to contractors' licenses.

Referred to Committee on Business and Professions.

Assembly Bill No. 1382—An act to add Section 19681.5 to the Government Code, relating to fees for placing persons in public work.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1969—An act to amend Section 31801 and to repeal Section 22306 of the Government Code, relating to the participation of policemen and firemen in federal old age and survivors' insurance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2507—An act to amend Section 2224 of the Welfare and Institutions Code, relating to the responsibility of relatives under the Old Age Security Law.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2552—An act to amend Section 12704 of the Business and Professions Code, relating to weights and measures.

Referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1147
Senate Bill No. 1193
Senate Bill No. 1227
Senate Bill No. 1283
Senate Bill No. 1286
Senate Concurrent Resolution No. 34
Senate Concurrent Resolution No. 56
Senate Concurrent Resolution No. 57
Senate Joint Resolution No. 21
Senate Constitutional Amendment No. 1
Senate Constitutional Amendment No. 24

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 524
Senate Bill No. 543
Senate Bill No. 562

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 486
Senate Bill No. 815
Senate Bill No. 1195
Senate Joint Resolution No. 20
Senate Concurrent Resolution No. 82

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Agriculture

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Resolution No. 126

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BYRNE, Chairman

Above reported resolution ordered to second reading.

Committee on Labor

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 1364
Senate Bill No. 944
Senate Bill No. 605

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1355

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to the proper interim committee for study.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1356
Assembly Bill No. 2299

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1367

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1339
Senate Bill No. 1406
Assembly Bill No. 2022

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 559
Senate Bill No. 1467

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1201
Senate Bill No. 1261
Senate Bill No. 1293
Senate Bill No. 1342
Senate Bill No. 1430

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 895

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1340
Senate Bill No. 1372
Senate Bill No. 1420
Assembly Bill No. 1957
Senate Bill No. 1472

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 535
Senate Bill No. 750
Senate Bill No. 955
Senate Bill No. 1066
Senate Bill No. 1242
Senate Bill No. 1295
Senate Bill No. 1329
Senate Bill No. 1361
Senate Bill No. 1444
Senate Bill No. 1452
Senate Bill No. 1468
Assembly Bill No. 31
Assembly Bill No. 1519
Assembly Bill No. 1754
Assembly Bill No. 2355

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1461
Assembly Bill No. 2049

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1183
Senate Bill No. 1226
Senate Bill No. 1232
Senate Bill No. 1330
Senate Bill No. 1402
Senate Bill No. 1421
Senate Bill No. 1454
Assembly Bill No. 1079
Assembly Bill No. 2297
Assembly Bill No. 2320
Assembly Concurrent Resolution No. 108

Has had the same under consideration, and reports the same back with the recommendation: Do pass (Be adopted), and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.
Above reported resolution ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1451

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

GIBSON, Chairman

Above reported bill re-referred to Committee on Judiciary.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 963
Senate Bill No. 964
Senate Bill No. 966
Senate Bill No. 1380
Senate Bill No. 1469

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to appropriate interim committees for study.

GIBSON, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Judiciary

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 1126
Senate Bill No. 1132
Senate Bill No. 1482
Assembly Bill No. 1153
Assembly Bill No. 1155
Assembly Bill No. 1269
Assembly Bill No. 1419
Assembly Bill No. 1547
Assembly Bill No. 1926
Assembly Bill No. 2072

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 355
Senate Bill No. 1296
Senate Bill No. 1313
Senate Bill No. 1314
Senate Bill No. 1315
Senate Bill No. 1316
Senate Bill No. 1317
Senate Bill No. 1318
Senate Bill No. 1319
Senate Bill No. 1320

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules with the further recommendation: Be re-referred to an appropriate interim committee.

HOLMDAHL, Vice Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 1140
Senate Bill No. 1394
Assembly Bill No. 556
Assembly Bill No. 1586
Assembly Bill No. 1999

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 1210

Has had the same under consideration, and reports the same back with amendments with the recommendation: Be re-referred to the Committee on Rules with the further recommendation: Re-refer to an appropriate interim committee.

HOLMDAHL, Vice Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Governmental Efficiency

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1353

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1224
Senate Bill No. 1397
Senate Bill No. 1398
Senate Bill No. 1416
Assembly Bill No. 2031
Assembly Bill No. 2134
Assembly Bill No. 2338
Senate Concurrent Resolution No. 75
Senate Concurrent Resolution No. 81

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass (be adopted) as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Above reported resolutions ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 875

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, May 26, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 1446

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 1449

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 1449

Senator Cobey moved that Senate Bill No. 1449 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1449—An act to amend Section 1808 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to records of the Department of Motor Vehicles.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, after "hours", insert ", and persons having a permit issued under Section 1814 shall have direct access to such records, but no such person shall disclose, report or sell any information therefrom relating to an applicant's physical or mental condition".

Amendment No. 2

On page 1, line 10, strike out "Nothing in this section shall be construed to pro-"; and strike out lines 11 through 14, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Assembly Bill No. 1135

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McCARTHY, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1135

Senator McCarthy moved that Assembly Bill No. 1135 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1135—An act to amend Section 7050 of, and to add Section 7054 to, the Business and Professions Code, relating to contractors.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 19, 1959, strike out ", and to add Section 7054 to,".

Amendment No. 2

On page 1, strike out lines 10 to 15, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 376

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 376

Senator Regan moved that Assembly Bill No. 376 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 376—An act to add Section 219 to the Welfare and Institutions Code, relating to real property of public assistance recipients.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out ", in order that the recipient may bid"; and strike out all of line 14, and insert "and agrees to subordinate its liens to any subsequent mortgage or deed of trust on the real property so long as the title thereto remains in the name of the recipient."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Assembly Bill No. 828

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 828

Senator Erhart moved that Assembly Bill No. 828 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 828—An act to add Chapter 5 (commencing at Section 650) to Division 3 of the Harbors and Navigation Code, and to amend Section 5861 of the Public Resources Code, relating to the operation and equipment of vessels, and the registration thereof, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

Amendment No. 1

On page 2, between lines 2 and 3, of the printed bill, as amended in the Senate May 22, 1959, insert

"(b) "Department" means the Department of Natural Resources."

Amendment No. 2

On page 2, line 3, strike out "(b)", and insert "(c)".

Amendment No. 3

On page 2, line 5, strike out "(c)", and insert "(d)".

Amendment No. 4

On page 2, line 8, strike out "(d)", and insert "(e)".

Amendment No. 5

On page 2, line 14, strike out "(e)", and insert "(f)".

Amendment No. 6

On page 2, line 26, strike out "(f)", and insert "(g)".

Amendment No. 7

On page 2, line 33, strike out "(g)", and insert "(h)".

Amendment No. 8

On page 2, line 34, strike out "division", and insert "Department of Motor Vehicles".

Amendment No. 9

On page 2, line 35, strike out "(h)", and insert "(i)".

Amendment No. 10

On page 2, line 37, strike out "(i)", and insert "(j)".

Amendment No. 11

On page 2, line 41, strike out "(j)", and insert "(k)".

Amendment No. 12

On page 2, line 43, strike out "(k)", and insert "(*l*)".

Amendment No. 13

On page 5, line 42, strike out "division", and insert "department".

Amendment No. 14

On page 5, line 45, strike out "division", and insert "department".

Amendment No. 15

On page 5, line 48, strike out "division", and insert "department".

Amendment No. 16

On page 6, line 3, strike out "division", and insert "department".

Amendment No. 17

On page 8, line 39, strike out "division", and insert "department".

Amendment No. 18

On page 11, line 11, strike out "Every", and insert "Effective April 1, 1960 every".

Amendment No. 19

On page 11, line 18, strike out "awarded", and insert "issued".

Amendment No. 20

On page 11, line 25, strike out "division or authorized agent", and insert "Department of Motor Vehicles or an agent authorized by the Department of Motor Vehicles".

Amendment No. 21

On page 11, lines 30 and 31, strike out "the division shall enter the same upon the records of its office and", and insert "The Department of Motor Vehicles shall".

Amendment No. 22

On page 11, line 34, strike out "awarded", and insert "issued".

Amendment No. 23

On page 11, between lines 34 and 35, insert "The Department of Motor Vehicles shall forward the original application to the department."

Amendment No. 24

On page 11, line 43, strike out "awarded", and insert "issued".

Amendment No. 25

On page 11, line 47, strike out "605", and insert "682".

Amendment No. 26

On page 11, line 48, strike out "award", and insert "issuance".

Amendment No. 27

On page 12, line 1, strike out "division", and insert "Department of Motor Vehicles".

Amendment No. 28

On page 12, line 2, strike out "awarded", and insert "issued".

Amendment No. 29

On page 12, line 3, strike out "award", and insert "issuance".

Amendment No. 30

On page 12, line 8, strike out "by the division".

Amendment No. 31

On page 12, line 10, strike out "division", and insert "Department of Motor Vehicles".

Amendment No. 32

On page 12, line 10, strike out "award", and insert "issue".

Amendment No. 33

On page 12, line 12, strike out "commission", and insert "Department of Motor Vehicles".

Amendment No. 34

On page 12, line 13, strike out "awarding thereof", and insert "issuance of a certificate of number".

Amendment No. 35

On page 12, line 15, strike out "and certificates therefor".

Amendment No. 36

On page 12, line 15, strike out "award", and insert "issuance".

Amendment No. 37

On page 12, line 17, strike out "awarded", and insert "issued".

Amendment No. 38

On page 12, line 18, strike out "division", and insert "Department of Motor Vehicles".

Amendment No. 39

On page 12, lines 18, 19, and 20, strike out "The commission may do any act or enter into any contract or agreement desirable in carrying out the purposes of this article."

Amendment No. 40

On page 12, line 21, strike out "and the division", and insert ", the department, and the Department of Motor Vehicles".

Amendment No. 41

On page 12, line 23, strike out "awarded", and insert "issued".

Amendment No. 42

On page 12, line 28, after "commission", insert "in consultation with the Department of Motor Vehicles".

Amendment No. 43

On page 12, line 35, strike out "awarded", and insert "issued".

Amendment No. 44

On page 12, line 36, strike out "shall", and insert "may".

Amendment No. 45

On page 12, line 40, strike out "division", and insert "Department of Motor Vehicles".

Amendment No. 46

On page 12, line 44, strike out "by the division", and insert ", except moneys collected under Section 683,".

Amendment No. 47

On page 12, line 46, strike out "division", and insert "Department of Motor Vehicles".

Amendment No. 48

On page 13, line 6, strike out "division", and insert "Department of Motor Vehicles".

Amendment No. 49

On page 13, line 8, strike out "division", and insert "Department of Motor Vehicles".

Amendment No. 50

On page 13, line 9, strike out "commission may provide in its rules and regulations", and insert "Department of Motor Vehicles may provide".

Amendment No. 51

On page 13, line 14, strike out "awarded", and insert "issued".

Amendment No. 52

On page 13, line 20, strike out "with the division".

Amendment No. 53

On page 13, line 22, strike out "to the division".

Amendment No. 54

On page 13, line 28, strike out "division", and insert "Department of Motor Vehicles".

Amendment No. 55

On page 13, line 28, strike out "a copy of", and insert "information from".

Amendment No. 56

On page 13, line 41, strike out "awarded", and insert "issued".

Amendment No. 57

On page 14, lines 8 and 9, strike out "less than eight feet in length propelled by sail or motors of 10 horsepower or less", and insert "eight feet or less propelled solely by sail".

Amendment No. 58

On page 14, lines 18, 19, and 20, strike out "Natural Resources for the support of the Division of Small Craft Harbors and the Small Craft Harbors Commission", and insert "Finance for allocation to the department and the Department of Motor Vehicles".

Amendment No. 59

On page 14, line 31, strike out "by the division".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 1063

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1063

Senator Miller moved that Senate Bill No. 1063 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1063—An act to add Section 23611 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state colleges.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 28, 1959, strike out "add Section 23611 to", and insert "amend Section 24502 of".

Amendment No. 2

On page 1, line 1, strike out "23611 is added to", and insert "24502 of".

Amendment No. 3

On page 1, line 1, after "Code", strike out the comma, and insert "is amended".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, strike out line 3, and insert

"24502. The following terms wherever used or referred to in this article (commencing at Section 24501), or in any indenture entered into pursuant hereto, shall have the following meanings, respectively, unless a different meaning appears from the context:

(a) "Board" means the State Board of Education of the State of California.

(b) "State college" means a state college maintained under the authority of this code.

(c) The term "project" means any one or more dormitories or other housing facilities, [or] boarding facilities, *student union or activity facilities, vehicle parking facilities or any other auxiliary or supplementary facilities for individual or group accommodation*, owned or operated or authorized to be acquired, constructed, furnished, equipped and operated by the board for use by students, faculty members or other employees of any one or more state colleges, or a combination of such facilities, which may include facilities already completed and facilities authorized for future completion, designated by the board as a project in providing for the issuance of revenue bonds.

(d) The term "bonds" or "revenue bonds" means the written evidence of any obligation issued by the board with the approval of the State Board of Control, payment of which is secured by a pledge of revenues or any part of revenues, as provided in this article (commencing at Section 24501), in order to obtain funds with which to carry out the purposes of this article (commencing at Section 24501), irrespective of the form of such obligations.

(e) The term "revenues" means and includes any and all fees, rates, rentals and other charges received or receivable in connection with, and any and all other incomes and receipts of whatever kind and character derived by, the board from the operation of or arising from a project, including any such revenue as may have been or may be impounded or deposited in any fund in the State Treasury created by this article for the security of any revenue bonds issued hereunder, or for the purpose of providing for the payment thereof or the interest thereon.

(f) The "holder of bonds" or "bondholder" or any similar terms shall mean any person who shall be the bearer of any outstanding revenue bond or bond registered to bearer or not registered or the registered owner of any such outstanding revenue bond or bond which shall at the time be registered other than to bearer.

(g) The term "indenture" means an agreement entered into by the board pursuant to which revenue bonds are issued, regardless of whether such agreement is expressed in the form of a resolution of the board or by other instrument.

(h) The term "person" includes any individual, firm, corporation, association, copartnership, trust, business trust or receiver or trustee or conservator for any thereof, but does not include this State or any public corporation, political subdivision, city, county, district or any agency thereof or of this State.

(i) (a) The present tense includes the past and future tenses; and the future, the present.

(b) The masculine gender includes the feminine and neuter.
(c) The singular number includes the plural, and the plural the singular.
(d) "Shall" is mandatory and "may" is permissive."

Amendment No. 5

On page 1, strike out lines 4 to 24, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 1476—An act to add Section 1170.5 to the Government Code, relating to withholding of taxes from wages, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 1476

Senator McBride moved that Senate Bill No. 1476 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1352—An act to amend Sections 7306, 7352, 7401, 7402, 7403, 7407, 7451, 7656, 7727, 8102, and 8252 of, to repeal Section 7405 of, and to add Sections 7506.5 and 8255 to, the Revenue and Taxation Code, relating to the motor vehicle fuel license tax.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1155—An act to amend Section 24405 of the Revenue and Taxation Code, relating to exemptions of co-operative associations from taxation under the Bank and Corporation Tax Law.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed bill, after line 13, insert

"SEC. 2. The amendments made at the 1959 Regular Session of the Legislature to Section 24405 of the Revenue and Taxation Code shall be applicable only with respect to income years beginning after December 31, 1958. The determination as to whether income derived by co-operatives from the sale of food and agricultural products is included in the measure of tax for any income year beginning before January 1, 1959, shall be made as if Section 24405 had not been amended at the 1959 Regular Session of the Legislature and without inferences drawn from the fact that such amendments were not expressly made applicable with respect to income years beginning before January 1, 1959".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1212—An act to amend Section 19577 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 16, of the printed bill, after "years", insert "in the case of an application for an elementary grade level maintained by the district, or within seven years in the case of an application for a high school grade level maintained by the district,".

Amendment No. 2

On page 2, line 27, after the period, insert "As used in this section, an "elementary grade level maintained by the district" is a grade level composed of the grades and maintained by the districts specified in (1) of subdivision (e) of Section 19553. As used in this section a "high school grade level maintained by the district" is a grade level composed of the grades and maintained by the districts specified in (2) of subdivision (e) of Section 19553."

Amendment No. 3

On page 3, after line 14, insert

"The interpretation by the board of the word "used" in the preceding paragraph and whether or not the district has complied therewith shall be conclusive upon the district affected, after a hearing and finding of the State Allocation Board."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 434—An act to amend Section 226 of the Water Code, relating to water use investigations, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 16, of the printed bill, strike out "Investment", and insert "California Water".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1117—An act to amend Section 6701 of the Vehicle Code, as enacted by the Legislature at its 1959 Regular Session, relating to nonresident vehicles owned and operated by military personnel.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1333—An act to amend Section 31569.1 of the Streets and Highways Code, relating to the formation of districts under the Vehicle Parking District Law of 1943.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 48—Relative to the compilation of statistics by the California Highway Patrol.

Resolution read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 128—An act to amend Section 12501 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the licensing of operators of vehicles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1061—An act to amend Sections 72 and 73 of, and to add Section 72.5 to, the Streets and Highways Code, relating to abandonment and relinquishment of state highways.

Bill read second time.

Motion to Re-refer Senate Bill No. 1061

Senator McBride moved that Senate Bill No. 1061 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1409—An act to add Section 838 to the Streets and Highways Code, relating to the reservation of easements in abandoned state highways.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1365—An act to add Section 229 of the Labor Code, relating to payment of wages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1034—An act to add Chapter 9 (commencing at Section 1140) to Part 3, Division 2, of the Labor Code, relating to picketing by labor organizations.

Bill read second time.

Motion to Re-refer Senate Bill No. 1034

Senator Montgomery moved that Senate Bill No. 1034 be re-referred to Committee on Labor.

Motion carried.

Senate Bill No. 103—An act to add Chapter 7.5 (commencing with Section 8201) to Part 2 of, and to add Part 2.5 (commencing with Section 8298.01) to, Division 9 of the Streets and Highways Code, relating to grade crossings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 7, of the printed bill, after "city", insert "or city and county".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 729—An act to amend Section 30608 of the Streets and Highways Code, relating to toll crossings of San Francisco Bay.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 2 of the title of the printed bill, after "toll", insert "highway".

Amendment No. 2

On page 1, line 6, after "additional", insert "highway".

Amendment No. 3

On page 1, line 17, after "such", insert "highway".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 729

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "or between the City and County of San Francisco on the west and the County of Marin on the east,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1078—An act making funds available for surveys and studies of an additional San Francisco Bay crossing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate May 13, 1959, strike out ", including the study of a"; strike out lines 12 to 14, inclusive, and in line 15, strike out "on the east side of the Bay".

Amendment No. 2

On page 1, lines 24 and 25, strike out "July 1, 1963", and insert "December 31, 1962".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1300—An act to add Section 149 to the Streets and Highways Code, relating to telephones on freeways.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, after line 10, of the printed bill, insert

"The department, in selecting the location of such telephones, shall consider any request of a local governing body concerning the placement of telephones within the area of that body's jurisdiction. In the event that the department fails to comply with the request of the local governing body, that body shall be entitled to a hearing before the California Highway Commission. The commission shall hear the matter and make its findings as soon as practicable after receiving notice of a request for a hearing."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1294—An act to add Section 12521 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to chauffeurs' licenses for special highway construction equipment operators.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 4, of the printed bill, as enacted by the Legislature at the 1959 Regular Session, strike out "No chauffeurs' license shall be required of".

Amendment No. 2

On page 1, line 9, after "obtained", insert "shall have a separately endorsed drivers' license issued by the department".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1258—An act to amend Section 226 of the Public Utilities Code, relating to passenger stage corporations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1, line 8, of the printed bill, after "total", insert "route".

Amendment No. 2

On page 1, after line 12, insert

"For the purposes of this section, the percentage of the route mileage within the limits of any city shall be determined by the Public Utilities Commission on the first day of January of each year."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1164—An act to add Section 17200 to Article 2 of Chapter 1 of Division 14 of the Education Code as enacted at the 1959 Regular Session, relating to school district accounting procedures.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "The", and insert "Beginning July 1, 1960, the".

Amendment No. 2

On page 1, strike out lines 7 and 8, and insert "for salaries of classroom teachers employed by the district and expenditures for other purposes of the district.

As used in this section "salaries of classroom teachers" means:

(a) The salary paid to each teacher employed by the district whose duties require that the full time for which the teacher is employed be devoted to the teaching of pupils of the district in a classroom.

(b) The portion of the salary of each teacher whose duties require that a part, but not all, of the full time for which the teacher is employed be devoted to the teaching of pupils of the district in a classroom, which is equal to the portion of such full time actually devoted by the teacher to teaching pupils of the district in the classroom.

As used in this section a "teacher" means an employee of the district employed in a position requiring certification qualifications and whose duties require him to teach pupils of the district in the classroom for at least one full instructional period each school day for which the employee is employed. In the case of a teacher employed to teach in an elementary school, an instructional period is a period of not less than 20 minutes. In the case of a teacher employed to teach in a secondary school, an instructional period is the number of minutes equal to the number of minutes of the regular academic period in the junior high school, high school, or junior college in which the teacher is employed to teach."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading .

Senate Bill No. 606—An act to add Chapter 9 (commencing with Section 6900) to Division 8 of the Elections Code, relating to voting machines.

Bill read second time.

Motion to Re-refer Senate Bill No. 606

Senator McBride moved that Senate Bill No. 606 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 3—An act to add Section 674.5 to the Code of Civil Procedure, relating to judgment liens.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, after line 6, of the printed bill, as amended in Senate April 8, 1959, insert

"Whenever a certified copy of any judgment or order of the superior court for alimony or child support has been recorded with the recorder of any county, the expiration or satisfaction thereof made in the manner of an acknowledgment of a conveyance of real property may be recorded."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1399—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1285—An act to amend Sections 6850, 6851, 6852, 6857, 6870, 6875, 6877, 6880, 6881, 6885, 6886, 6887, 6888, 6889, 6890, 6891, 6892, 6895, 6900, 6901, 6902, 6905, 6906, 6907, 6909, 6910, 6911, 6912, 6913, 6914, 6915, 6916, 6921, 6922, 6923, 6925, 6930, 6931, 6947, 6948, 6949, 6950, 6951, 6955, and 6956 of, and to amend and renumber Sections 6863, 6866, and 6867 of, and to add Sections 6854, 6854.5, 6855, 6860, 6861, 6865, 6865.5, 6866, 6866.5, 6867, 6867.5, 6868, 6868.5, 6876, 6876.1, 6876.2, 6878, 6878.1, 6886.1, 6906.1, 6916.1, 6925.1, 6947.1, 6949.1, and 6949.2 to, and Articles 5.5 (commencing at Section 6894) and 6.5 (commencing at Section 6904) to Chapter 8 of Division 3 of, and to repeal Sections 6854, 6855, 6860, 6861, 6862, 6864, 6864.5, 6865, 6872, 6876, 6878, 6879, 6926, 6945, and 6946 of, the Business and Professions Code, relating to collection agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 9 of the printed bill, as amended in the Senate on May 21, 1959, strike out lines 35 through 51, inclusive.

Amendment No. 2

On page 10, strike out lines 1 through 23, inclusive.

Amendment No. 3

On page 11, between lines 19 and 20, insert

"(d) Have been a bona fide resident of this State continuously for at least two years next preceding the date of the filing of the application.

(e) Pass the examination required.

(f) Pay the examination fee to the director.

SEC. 38. Section 6886.1 is added to said code, to read:

6886.1. Establishment of any of the following shall be prima facie evidence of lack of good moral character:

(a) That the applicant, or any officer, director, partner, associate, or trustee of which has committed or done any act which, if committed or done by a licensee, would be grounds for the suspension or revocation of a license.

(b) That the applicant, or any officer, director, partner, associate, or trustee of which has committed or done any act involving dishonesty, fraud, or deceit whereby the applicant has been benefited or where some injury has been sustained by another.

(c) That the applicant, or any officer, director, partner, associate, or trustee of which has entered a plea of guilty or nolo contendere to, or been found guilty of, or been convicted of, a felony or crime involving moral turpitude arising out of, or in connection with, or related to the activities of such person in such a manner as to demonstrate his unfitness to be or become a licensee, and the time for appeal has elapsed or the judgment of conviction has been affirmed on appeal, irrespective of an order granting probation following such conviction, suspending the imposition of sentence, or of a subsequent order under the provisions of Section 1203.4 of the Penal Code allowing such person to withdraw his plea of guilty and to enter a plea of not guilty, or setting aside the plea or verdict of guilty, or dismissing the accusation or information.

SEC. 39. Section 6887 of said code is amended to read:

6887. The director may fix and determine by rule and regulation the qualifications of applicants.

The rules and regulations shall require, among other things, that the educational qualifications of applicants shall be at least graduation from a four-year high school, or proof satisfactory to the director that applicants are possessed of the equivalent of a four-year high school education in point of intellectual competency and achievement."

Amendment No. 4

On page 14, line 30, strike out "6395", and insert "6895".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 1239—An act to add Section 2671.5 to the Business and Professions Code, relating to the Physical Therapy Examining Committee.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 7, of the printed bill, after "chapter", insert ", within three years of the date of application".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1259—An act to amend Section 19035.5 of the Business and Professions Code, relating to the California Advisory Board of Furniture and Bedding.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "four times", and insert "at least once in each calendar quarter of".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1382—An act to add Section 152.5 to the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "advance or retard", and insert "extend".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1414—An act to add Section 13 to the Business and Professions Code, relating to the definitions used in such code.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 12, inclusive, and insert "thereof, except substances covered by subdivision (a) of Section 4052 and Section 4057 of this code."

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 1414

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "or".

Amendment No. 2

On page 1, line 7, after "Dispensatory," insert "New and Non-Official Remedies, or the National Formulary,".

Amendment No. 3

On page 1, strike out lines 8 to 12, inclusive, and insert "thereof, except substances covered by subdivision (a) of Section 4052 and Section 4057 of this code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1237—An act to amend Section 2653 of the Business and Professions Code, relating to the Physical Therapy Examining Committee.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1350—An act to add Section 20826.5 to the Business and Professions Code, relating to petroleum products.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1379—An act to add Section 16906 to the Business and Professions Code, relating to fair trade contracts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1483—An act to amend Sections 5225 and 5227 of the Business and Professions Code, relating to county regulation of outdoor advertising.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 421—An act to add Section 6539 to the Business and Professions Code, relating to the practice of barbering.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 422—An act to amend Sections 6549, 6550.5, 6566, 6625, 6627.5, 6627.6, and 6630 of, and add Section 6549.1 to, the Business and Professions Code, relating to the practice of barbering.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1100—An act to add Section 5295 to the Business and Professions Code, relating to subliminal radio and television messages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1229—An act to amend Section 6535 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1255—An act to add Section 11612.5 to the Business and Professions Code, relating to subdivision maps.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1297—An act to add Section 11629 to the Business and Professions Code, relating to subdivision maps.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1325—An act to add Section 11618 to the Business and Professions Code, relating to subdivision maps.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1386—An act to add Section 5295 to the Business and Professions Code, relating to subliminal radio and television messages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1405—An act to amend Section 7397 of the Business and Professions Code, relating to the practice of cosmetology.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1484—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent

herewith,'' approved by electors November 7, 1922, by amending Section 1 thereof, relating to practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1471—An act to add Chapter 20 (commencing at Section 9800) to Division 3 of the Business and Professions Code, relating to the creation of a Bureau of Building Designers, prescribing its organization, powers and duties, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 2 of the printed bill, between lines 5 and 6, insert
"Building designing for a building or building projects over two stories and a basement in height, where the span between bearing walls exceeds 25 feet, shall be done in association with or under the direction of a registered civil engineer."

Amendment No. 2

On page 2, strike out line 8, and insert
"9805. "Registrar" refers to the Registrar of the Bureau of Build-".

Amendment No. 3

On page 2, line 27, strike out "Chief", and insert "Registrar".

Amendment No. 4

On page 2, strike out lines 28 to 32, inclusive, and insert
"9811. The registrar shall be appointed by the Governor and serve at the pleasure of the Director of Professional and Vocational Standards and his compensation shall be fixed by the Director of Professional and Vocational Standards with the approval of the Director of Finance."

Amendment No. 5

On page 2, lines 34 and 35, strike out "chief and he is responsible to the director therefor", and insert "director acting by and through the registrar".

Amendment No. 6

On page 2, strike out lines 42 to 45, inclusive.

Amendment No. 7

On page 2, line 46, strike out "chief", and insert "registrar".

Amendment No. 8

On page 3, line 33, strike out "chief", and insert "registrar".

Amendment No. 9

On page 3, line 50, strike out "chief", and insert "registrar".

Amendment No. 10

On page 4, line 3, strike out "chief", and insert "registrar".

Amendment No. 11

On page 4, line 4, strike out "chief", and insert "registrar".

Amendment No. 12

On page 4, line 6, strike out "chief", and insert "registrar".

Amendment No. 13

On page 5, line 51, strike out "chief", and insert "registrar".

Amendment No. 14

On page 6, line 2, strike out "chief", and insert "registrar".

Amendment No. 15

On page 6, line 4, strike out "chief", and insert "registrar".

Amendment No. 16

On page 6, line 6, strike out "chief", and insert "registrar".

Amendment No. 17

On page 6, line 22, strike out "chief", and insert "registrar".

Amendment No. 18

On page 6, line 24, strike out "chief", and insert "registrar".

Amendment No. 19

On page 6, line 28, strike out "chief", and insert "registrar".

Amendment No. 20

On page 6, line 42, strike out "chief", and insert "registrar".

Amendment No. 21

On page 7, line 2, strike out "chief", and insert "registrar".

Amendment No. 22

On page 7, line 4, strike out "chief", and insert "registrar".

Amendment No. 23

On page 7, line 6, strike out "chief", and insert "registrar".

Amendment No. 24

On page 7, line 10, strike out "chief", and insert "registrar".

Amendment No. 25

On page 7, line 48, strike out "chief", and insert "registrar".

Amendment No. 26

On page 7, line 49, strike out "chief", and insert "registrar".

Amendment No. 27

On page 8, line 7, strike out "chief", and insert "registrar".

Amendment No. 28

On page 8, line 12, strike out "chief", and insert "registrar".

Amendment No. 29

On page 8, line 36, strike out "chief", and insert "registrar".

Amendment No. 30

On page 8, line 43, strike out "chief", and insert "registrar".

Amendment No. 31

On page 8, strike out lines 44 to 52, inclusive, and insert

"9873. The amount of fees prescribed by this chapter shall be determined by the registrar with the approval of the director according to the following table:

(a) The application fee for examination shall not be less than twenty-five dollars ($25) nor more than seventy-five dollars ($75);

(b) The fee for an original certificate shall not be less than five dollars ($5) nor more than fifteen dollars ($15);

(c) The fee for a duplicate certificate shall not be less than five dollars ($5) nor more than fifteen dollars ($15);

(d) The annual license fee shall not be less than fifteen dollars ($15) nor more than thirty-five dollars ($35);

(e) The fee for a temporary certificate shall not be less than twenty-five dollars ($25) nor more than forty-five dollars ($45)."

Amendment No. 32

On page 9, line 2, strike out "chief", and insert "registrar".

Amendment No. 33

On page 9, line 22, strike out "chief", and insert "registrar".

Amendment No. 34

On page 9, line 23, strike out "chief", and insert "registrar".

Amendment No. 35

On page 9, line 24, strike out "chief", and insert "registrar".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Rules.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 47—An act to amend Section 20801 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Assembly March 17, 1959, strike out "not maintaining a junior college,".

Amendment No. 2

On page 2, strike out lines 4 to 9, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2580—An act to amend Sections 134, 2921.5 and 4986 of the Revenue and Taxation Code, relating to canceling of uncollected taxes, penalties, or costs.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 3, line 36, of the printed bill, as amended in Assembly May 5, 1959, after "(b)", insert "of subdivision (1)".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1719—An act to add Section 202.6 to the Revenue and Taxation Code, relating to the exemption from taxation of property used exclusively for the public schools.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 316—An act to amend Sections 23320, and 23397 of, and to add Sections 23321.6, 23374.5, 23375.5, and 24051 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 2, line 12, of the printed bill, as amended in Senate May 21, 1959, after "importer's", insert "general".

Amendment No. 2

On page 3, line 33, strike out "(32)", and insert "(33)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 1572—An act to add Section 7627 to the Labor Code, relating to orders of the Division of Industrial Safety on pressure vessels.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1730—An act to amend Section 4156 of, and add Section 4464 to, the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to temporary vehicle permits and license plates.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1730

Senator McBride moved that Assembly Bill No. 1730 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1731—An act to amend Section 42230 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to refund of fees upon rejection of applications.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2081—An act to amend Section 21756 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to passing trolley coaches.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2082—An act to amend Section 21804 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to entering highways.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2083—An act to amend Section 21451 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to traffic signals.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2084—An act to amend Section 22651 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to removal of vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2086—An act to add Section 24008 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to modification of vehicles.

Bill read second time.

Motion to Amend

Senator Cameron moved the adoption of the following amendment:

Amendment No. 1

On page 1, after line 9, of the printed bill, insert

"This section shall not apply to any motor vehicle using any attachment or device used for loading the motor vehicle on railroad cars."

Amendment read, and adopted.

Bill ordered printed, and to second reading.

Assembly Bill No. 2099—An act to amend Section 21662 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to mountain driving.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2105—An act to amend Section 25259 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to lights.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2121—An act to amend Sections 21457 and 21802 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to flashing red signals.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2122—An act to add Section 22520 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the stopping of vehicles on freeways.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2123—An act to add Section 40311 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to appearance in court for traffic violations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2205—An act to amend Section 22502 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to parking.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2206—An act to amend Section 555 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to sidewalks.

Bill read second time, and ordered to Consent Calendar.

Assembly Joint Resolution No. 26—Relative to the establishment of uniform rules of the road throughout the United States.

Resolution read second time, and ordered to Consent Calendar.

Assembly Bill No. 1997—An act to add Section 35114 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to width of loads.

Bill read second time, and ordered to third reading.

Assembly Bill No. 806—An act to amend Sections 350 and 5018 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the registration of vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 886—An act to add Section 1582.1 to, and to amend Sections 1588, 1588.2 and 1594 of, the Labor Code, relating to employment agency licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 887—An act to amend Section 1684 of the Labor Code, relating to farm labor contractors.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1044—An act to amend Sections 3701 and 3703 of the Labor Code, relating to workmen's compensation insurance and security.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 468—An act to add Sections 35717, 35718, 35719, 35720, and 35721 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the restricting of highways by counties.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 39, of the printed bill, as amended in Assembly April 20, 1959, strike out "utility facilities", and insert "works projects".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 950—An act to add Section 562 to the Streets and Highways Code, relating to state highways, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "562", and insert "542".

Amendment No. 2

On page 1, line 1, strike out "562", and insert "542".

Amendment No. 3

On page 1, line 3, strike out "562", and insert "542".

Amendment No. 4

On page 1, line 3, after "Route 6", insert "between Harbor Boulevard and the Yolo Causeway".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1676—An act to amend Sections 11802 and 11803 of the Vehicle Code as enacted by the Legislature in its 1959 Regular Session, relating to the power to refuse to renew the license of vehicle salesmen and to issue probationary and temporary licenses to such vehicle salesmen and to provide for written demand for hearing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "675,".

Amendment No. 2

On page 2, after line 28, insert

"SEC. 3. Section 675 of said code is amended to read:

675. (a) "Vehicle Salesman" is a person not otherwise expressly excluded by this section, who:

(1) Is employed as a salesman by a dealer as defined in Section 285, or who, under any form of contract, agreement, or arrangement with a dealer, for commission, money, profit, or other thing of value, sells, exchanges, buys, or offers for sale, negotiates, or attempts to negotiate, a sale or exchange of an interest in a vehicle required to be registered under this code; or

(2) Induces or attempts to induce any person to buy or exchange an interest in a vehicle required to be registered, and who receives or expects to receive a commission, money, brokerage fees, profit, or any other thing of value, from either the seller or purchaser of said vehicle.

(b) The term "vehicle salesman" does not include:

(1) Representatives of insurance companies, finance companies, or public officials who in the regular course of business, are required to dispose of, or sell vehicles under a contractual right or obligation of the employer, or in the performance of an official duty, or in authority of any court of law; provided, such sale is for the purpose of saving the seller from any loss or pursuant to the authority of a court of competent jurisdiction.

(2) Persons who sell or distribute vehicles to dealers holding a license under the provisions hereof, or who are employed by manufacturers or distributors to promote the sale of vehicles dealt in by such manufacturers or distributors; provided, however, that if any such persons also sell vehicles to retail purchasers, they shall be deemed to be vehicle salesmen and are subject to the provisions of Article 1 (commencing at Section 11700), of Chapter 1, of Division 5.

(3) Persons exclusively employed in a bona fide business of exporting vehicles, or of soliciting orders for the sale and delivery of vehicles outside the territorial limits of the United States.

(4) Persons not engaged in the purchase or sale of vehicles as a business, disposing of vehicles acquired for their own use, or for use in their business when the same shall have been so acquired and used in good faith, and not for the purpose of avoiding the provisions of this code.

(5) Persons regularly employed as salesmen by persons who are engaged in a business involving the purchase, sale or exchange of boat trailers.

(6) Persons regularly employed as salesmen by persons who are engaged in a business activity which does not involve the purchase, sale or exchange of vehicles except incidentally in connection with the purchase, sale or exchange of vehicles of a type not subject to registration under this code, boat trailers or midget autos or racers advertised as being built exclusively for use by children.

SEC. 4. Section 3 of this act becomes operative only if Senate Bill No. 639 is enacted by the Legislature at its 1959 Regular Session."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1681—An act to add Section 22658 to, and to amend Section 22851 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the removal of vehicles from private property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Assembly May 11, 1959, strike out "devoted to industrial or commercial uses".

Amendment No. 2

On page 1, line 10, after the period, insert "The person causing removal of such vehicle shall comply with the requirements of Sections 22852 and 22853 relating to notice in the same manner as applicable to an officer removing a vehicle from private property. The provisions of this section shall not limit or affect any right or remedy which the owner or person in lawful possession of private property may have by virtue of other provisions of law authorizing the removal of a vehicle parked upon such property."

Amendment No. 3

On page 1, line 14, strike out ", where required,".

Amendment No. 4

On page 1, lines 15 and 16, strike out "from the arresting officer".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 219—An act to add Sections 6801.5 and 6802.5 to the Elections Code, relating to electronic counting.

Bill read second time, and ordered to third reading.

Assembly Bill No. 220—An act to add Section 5931.8 to the Elections Code, relating to absent voters.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2132—An act to amend Sections 8571 and 8701 of, and to add Sections 8571.5 and 8701.5 to the Elections Code, relating to election contests, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 438—An act to amend Section 311 of the Fish and Game Code, relating to salmon fishing.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1922—An act to amend Section 8373 of the Fish and Game Code, relating to sale of fish.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2413—An act to amend Section 4002 of the Fish and Game Code, relating to taking fur-bearing mammals.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1698—An act to add Chapter 3 (commencing with Section 17750) to Part 3 of Division 7 of the Business and Professions Code, relating to the regulation, registration, and bonding of trading stamp companies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 4, between lines 31 and 32, of the printed bill, as amended in Assembly April 17, 1959, insert

"17754. The hearings provided for in this chapter shall be conducted in accordance with the provisions of Chapter 5 (commencing at Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code and the Secretary of State shall have all the powers granted therein."

Amendment No. 2

On page 4, line 32, strike out "17754", and insert "17755".

Amendment No. 3

On page 5, line 1, strike out "17755", and insert "17756".

Amendment No. 4

On page 5, line 8, strike out "17756", and insert "17757".

Amendment No. 5

On page 5, line 17, strike out "17757", and insert "17758".

Amendment No. 6

On page 5, line 24, strike out "17758", and insert "17759".

Amendment No. 7

On page 5, line 30, strike out "17759", and insert "17760".

Amendment No. 8

On page 5, line 34, strike out the period, and insert "; provided, however, that this chapter shall not repeal nor be construed to repeal Chapters 16 (commencing at Section 4100) and 17 (commencing at Section 4200) of Division 6 of the Agricultural Code, Chapters 10 (commencing at 24750), 11 (commencing at Section 24850), and 12 (commencing at 25000) of Division 9 of the Business and Professions Code, or any provisions of any of such chapters."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 471—An act to amend Section 7058 of the Business and Professions Code, relating to contractors.

Bill read second time.

Motion to Re-refer Assembly Bill No. 471

Senator McBride moved that Assembly Bill No. 471 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1179—An act to add Sections 10084, 10085, 10140.5, 10143.5, 10144, 10512.5, 10514.5, and 10514.7 to, and to amend Sections 10131, 10132, 10134, 10140, 10501, 10502, 10506, and 10512 of, the Business and Professions Code, relating to the Real Estate Commissioner and the business of assisting persons in filing applications for lands owned by the State or Federal Government, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1179

Senator McBride moved that Assembly Bill No. 1179 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1751—An act to amend Section 11601 of the Business and Professions Code, relating to subdivisions, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1194—An act to amend Section 23384 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2277—An act to amend Section 24360.2 of the Health and Safety Code, relating to air pollution control.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 524—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Montgomery, Murdy, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—26.

NOES—Senators Arnold, Burns, Collier, Farr, Fisher, McBride, Miller, O'Sullivan, Rattigan, Stiern, and Teale—11.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1302—An act to amend Sections 12212 and 12511 of the Business and Professions Code, relating to weighing and measuring devices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1148—An act to add Section 1506.7 to the Welfare and Institutions Code, relating to aid to needy children.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 1148 be passed on file and retain its place.

Motion carried.

Senate Bill No. 1150—An act to add Section 1550.1 to the Welfare and Institutions Code, relating to needy children.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate May 25, 1959, strike out "a"; and strike out line 4, and insert "aid for an illegitimate child".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1154—An act to add Section 1506.6 to the Welfare and Institutions Code, relating to aid to needy children.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 1154 be passed on file and retain its place.

Motion carried.

Senate Bill No. 234—An act to add Chapter 2.5 (commencing at Section 1203.50) to Title 4, Part 3 of the Code of Civil Procedure, relating to oil and gas liens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1485—An act to add Section 1450 to the Welfare and Institutions Code, relating to county medical facilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1130—An act to add Article 8.5 (commencing at Section 31690) to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, relating to county employment of persons over retirement age.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—36.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Joint Resolution No. 21—Relative to state-federal relations in water development.

Objection Raised

Senator Richards objected to Assembly Joint Resolution No. 21 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Joint Resolution No. 21 to second reading file.

Assembly Bill No. 797—An act to maintain the Water Code by amending Sections 163, 251, 401, 2603, 11581, 12640, 12868, 12874, the heading of Article 9.5 (commencing with Section 11260) of Chapter 2, Part 3, Division 6, and the heading of Article 4 (commencing with Section 55610) of Chapter 2, Part 4, Division 16 thereof, and by amending and renumbering the heading of Article 9.6 (commencing with Section 11270) of Chapter 2, Part 3, Division 6 thereof, relating to the control, utilization, and distribution of water.

Objection Raised

Senator Richards objected to Assembly Bill No. 797 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 797 to second reading file.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Collier:

Request for Permission to Introduce a Bill

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: In accordance with the provisions of Joint Rule No. 8.3 (c), I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 2313 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to schools.

Respectfully submitted,

SENATOR COLLIER

Recommendation of Committee on Rules

SENATE CHAMBER, May 27, 1959

The Committee on Rules recommends that permission be granted to introduce the bill as requested, and that the bill be re-referred to Committee on Education.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Hollister, Holmdahl, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1488: By Senator Collier—An act to amend Section 2313 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to schools.

Referred to Committee on Education.

Senate Joint Resolution No. 27: By Senators Erhart, Arnold, Berry, Brown, Cameron, O'Sullivan, Shaw, Slattery, Stiern, and Williams—Relative to protection of the North Pacific fisheries.

Referred to Committee on Fish and Game.

RESOLUTIONS

The following resolutions were offered:

By Senator Hollister:

Senate Resolution No. 136

Relative to the creation of the Senate Interim Committee on Recreational Waterways Development

1. The Committee on Recreational Waterways Development is hereby created and authorized and directed to ascertain, study, and analyze all facts relating to or in any manner affecting the marine affairs and bays and harbors of the State including, but not restricted to, the establishment of a waterways system on the inland waters of the State tributary to the Pacific Ocean, and the establishment of both coastal and inland harbors of refuge for the safety and use of fishing boats and other small craft. The said committee is further directed to study ways and means of securing funds for the accomplishment of the purposes herein set forth, and to investigate any and all other matters incidental, or pertaining to bays, rivers, lakes, reservoirs, and harbors and marine affairs, in all their phases including, but not limited to, all matters pertaining to small boat harbor development, navigational facilities such as moorings, anchorage areas for small craft, fishing boats, and including, but not limited to, the operation, effect, administration, enforcement, and any needed revision of any and all laws bearing upon and relating to the subject of this resolution, and to report thereon to the Senate, including in the report its recommendations for appropriate legislation, and to confer with the United States Army, the Navy, the Coast Guard, and local harbor authorities of the various cities and counties and chambers of commerce, yachting organizations and other public or private bodies, in order to effect a waterways system in aid of navigation and the establishment, improvement and development of all necessary facilities to accommodate fishing or recreational pursuit by operators of small craft on the inland waters or along the California coast, its bays and inlets of the Pacific Ocean and also to confer with competent professional technicians on the engineering and economic factors involved in the various plans which may be proposed with respect to marine recreational affairs and bay and small boat harbor development in this State.

2. The committee shall consist of five Members of the Senate, appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act after final adjournment of this session of the Legislature until the commencement of the 1961 Regular Session with authority to file its final report not later than the 30th calendar day after the convening of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and vice chairman from its membership, and to employ such assistants as it deems necessary.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To travel, or to appoint a subcommittee, and an advisory committee to travel, within or outside of this State and the United States in pursuing the investigation committed to it.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of twenty thousand dollars ($20,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from said contingent fund, and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator Burns:

Senate Resolution No. 137

Relative to the remuneration of California Highway Patrolmen

WHEREAS, As one of the largest employers in the State, the State of California should give thorough consideration to the employment policies of similar employers; and

WHEREAS, The members of the California Highway Patrol perform a unique and outstanding function in the state service; now, therefore, be it

Resolved by the Senate of the State of California, That the State Personnel Board is hereby requested, in establishing salary ranges for members of the California Highway Patrol, to consider as one of the major factors in its determination, the highest monthly salary, including progressive salary increases, longevity increases, and any hazard or motorcycle riding pay, which is paid to traffic officers of the same or comparable grade employed by the police department of any city within the State; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this request to the State Personnel Board.

Resolution read, and referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 3:48 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, May 28, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-SIXTH LEGISLATIVE DAY

ONE HUNDRED FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Thursday, May 28, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, we are about to enter into a weekend observance of a sacred holiday in remembrance of our honored dead. We pray that these days may not be a holocaust of slaughter on our highways. Good Lord, is it asking too much that the drunks may have the good sense to stay off the road; that the weavers and winders in-and-out-of-traffic may forget their cunning; that all on the road drive like responsible persons, who have some place to go? Some of us have to use the highways, and we do want to live; and for this we pray. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Johnson, on motion of Senator Burns, due to illness.

Senator McBride, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. M. Morgan, Mr. R. Cadwallader, Mr. D. Kirkpatrick, Miss Judith Hudson, and the following eighth graders of Sleepy Hollow School: Robert Antoine, Charles Cherry, Rick Herrmann, Joseph Hickerson, Gregory Hurt, Bruce Ketron, Russell LaBelle, John McBride, Donald Nicolai,

Jack Powell, Edward Shelley, Sue Ann Bargalotti, Gayle Barnett, Gloria Bettini, Janis Chabot, Pat Dunn, Janis Goldbaum, Kathleen Gould, Betsy Griener, Cheryl Jones, Diane Jones, Margie Krug, Cindy Lewis, Donna Mann, Paulette Mulholland, Janet Perkins, Rita Scardaci, Ronni Spellins, Patricia Switzer, Lynn Tiedler, Grace Thornton, Douglas Bourne, Mickey Cabarrus, William Daley, Charles Hardeman, Fred Kraft, Richard Lais, John McCoy, Peter Seligman, Rollin Schrock, Soren Svanum, Charles Wagner, Peter Dingman, Kirk Fuller, Charles Peterson, Pam Cary, Susan Cosgrove, Lynn Craig, Linda Craig, Alice Della-Santina, Lynn DeMartini, Annette Duhem, Cherie Garcia, Betty Ann Jackman, Teri Merritt, Patty Miller, Joanne Montpart, Cheryl Patzloff, Martha Porter, Mary Serio, Merry Scott, Nancy Sparks, Tom Boomer, James Calkins, Gordon Chisholm, Walter Klenz, Harley Miller, Richard Norwitt, John Odetto, Laurence Scott, Bruce Thomson, Robert Vogel, Charles Leeb, Rozie Cassell, Roberta Cherrigan, Margli Cook, Margaret Cowles, Lucille Czufon, Judith Dexter, Susan Farnow, Diana Humphrey, Kathy Krelle, Sandra Lunning, Paula Martinet, Tommy Meagher, Lindy Press, Katherine Preston, Peggy Price, Teresa Rupke, Nan Seastrom, Sue Shalhope, Maryellen Taylor, Judith Hull, Jerry Benoit, Jan DeBruyn, Michael Dennis, Robert Gibbs, Nick Gills, Bill Hanly, Paul Hanson, Steven Kinkade, Daniel Marconi, Alex Wagstaff, Richard Wollman, Douglass Whitmore, Lynn Ballachey, Diana Besser, Catherine Conklin, Judith DeMartini, Jean Duhem, Trudy Fox, Claire Hansen, Bonnie Hoag, Pamela Hurt, Patty Little, Carol Ann Lofaso, Sandra McEntire, Vaudis Miller, Lorraine Moorehead, Terri Orr, Gayle Powers, Janet Richter, Robin Signorelli, and Arlene Winding.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Rego, Mrs. Hancock, and the following students of Wakefield School: William Anderson, Richard Bartle, Clifford Beard, Victor Chavez, Dewey Clendenen, Henry Miller, Jesse Murillo, Richard Owens, Samuel Perry, Glen Rapp, James Roach, Steven Rush, Richard Santos, Gary Shields, Robert Sisneros, Carl Taylor, James Williams, Byron Youngstrom, Eddie Hodge, Everett Williams, Sharon Banta, Barbara Blevins, Joyce Bowerman, Darlene Britton, Janet Durrence, Margaret DuVal, Naomi Hail, Karen Johnson, Karen Moore, Delma Bennett, Roy Almand, Frank Anderson, Richard Anderson, Tom Bishop, Jehrel Carlberg, Eddie Foster, George Hurd, Truman Jensen, James Johnson, Larry Larson, Richard Larson, David Leedom, Burton Lindquist, Larry Lunn, Anthony Rose, Kim Saugstad, Kenneth Sexton, Terry Shirokoff, Allen Stewart, Raymond Swanson, John Toste, Helen Blakely, Georgia Broyles, Margaret Carlson, Roylene Carlson, Judylynne Conyers, Alice Mireles, Saundra Nordgren, Betty Pacheco, Barbara Reed, Rosemary Ross, Darlene Schubert, and Nina Welsh.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Gayman of Sacramento.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. David Ellis, Donald Ellis, and Patricia Ellis, of Burbank.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Eva Ernsberger and Mrs. L. N. McTurnan of Los Angeles.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Philip Wallace, Leader, Mrs. White, Mrs. Wiedemann, Mrs. Robles, Mrs. O'Shea, and the following students of San Ramon Elementary School: George Frazier, Lee White, Kay Jones, Deloise Robles, Claudia Saunders, Gary Ashworth, Patrick Takagi, Linda Jones, Alfred Cuello, Jennifer Souza, Kathleen Kramer, Richard Renouf, Jeffery Wiedemann, Thomas Spetter, William Brite, Lorraine Field, William Lucke, Richard O'Shea, Jesse Maroquin, Dennie Nelson, Mike O'Shea, Richard Spetter, and Sandra Wiedemann.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Laurencita, Administrator, St. Agnes Hospital, Fresno, and Sister Alicia Marie of Fresno.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mildred Willeford of Dixon, and Mrs. Elizabeth Asbury of Fairfield.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert O'Flaherty of Mission San Jose.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to S Sgt. Richard Ray, A/2c Edward Jacobs, T Sgt. Franz H. Stahl, T Sgt. James V. Labella, T/Sgt. Floyd R. Nathan, M Sgt. E. L. Bemi, T Sgt. Horst Penning, M/Sgt. Ronald V. Walk, M Sgt. Robt. S. Christopher, M Sgt. Emile Slyker, A/1c Donald Wyonng, M Sgt. Thorburn Lewis, S/Sgt. C. Sangmaster, A/1c Edward Lucero, A 2c Morris Peterson, A 2c Willie C. Gordon, A/1c Gerald C. Cook, A 1c Phily J. Riggs, A/2c Ralph Akana, and A/1c Clarence Sattewhite, all of the 2649th Air Reserve Center, 9392nd Air Reserve Squadron.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Erhart, ordered printed in the Journal:

May 25, 1959

Senator A. A. Erhart
California State Senate
Sacramento, California

DEAR SENATOR ERHART:

TRUCKER DRUNK, TESTS IN NURSE CRASH SHOW
Bayshore Pileup Kills 5 Student Nurses

This headline appeared in the San Francisco Examiner Friday, May 22, 1959.

How many people's hearts will this headline and others like it haunt, before proper legislation is undertaken to stop this drunken slaughter on our California highways.

Please note I am not a member of any of these girls' families. However, one of the girls I grew up with was a victim. She was always full of pep and could accomplish anything. Nowhere, as I search my mind, can I think of a person more deserving of the privilege of life.

Undoubtedly the other four nurses, and many more innocent people equally as deserving have been denied this simple privilege because society, and our legislators, have not been able, or are unwilling to enact laws severe enough to remove these killers from our highways.

Prohibition may have been enacted 20 years too soon. Probably it will not work today, but the record clearly shows that our liquor laws are far too lenient, or we would not have headlines like this in almost every paper.

I urge you to read this letter before the State Senate. I am sure you have many requests of this nature, but I am also sure that I am joined by thousands in this plea to make our highways safe. This is a problem that should and could be solved.

Sincerely,

ROBERT McCORKLE
President Cal Poly Young Republicans and
Student Body Vice President Elect

STATE OF CALIFORNIA, DEPARTMENT OF NATURAL RESOURCES
DIVISION OF BEACHES AND PARKS
SACRAMENTO 14, May 28, 1959

Mr. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: In conformance with the act of the California Legislature, Chapter 2315, Statutes of 1957, (Senate Bill No. 1312), there are attached 12 copies of Part II of *Old Sacramento, A Report on Its Significance to the City, State and Nation. With Recommendations for the Preservation and Use of Its Principal Historical Structures and Sites.*

Should additional copies be desired, we shall be pleased to provide them.

Sincerely yours,

EARL P. HANSON, Acting Chief

Attach Report (12).

STATE OF CALIFORNIA, DEPARTMENT OF NATURAL RESOURCES
SACRAMENTO, May 28, 1959

Hon. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: Transmitted herewith for information of the Senate is one copy of a report prepared by the Department of Water Resources pursuant to Senate Resolution No. 82, 1957 Legislature, on "Feasibility of Combined Freeway and Canal Construction," dated May 29, 1959. Additional copies will be furnished if you need them.

Very truly yours,

HARVEY O. BANKS, Director

Enc.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1941
Assembly Bill No. 1947
Assembly Bill No. 1954

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day returns without further action:

Senate Bill No. 923

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Subject matter to be referred to Committee on Rules for assignment to proper interim committee.

ASSEMBLY CHAMBER, May 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 522
Senate Bill No. 746
Senate Bill No. 905
Senate Bill No. 989
Senate Bill No. 993

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 72

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, May 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 135
Assembly Constitutional Amendment No. 29

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read the first time:

Assembly Concurrent Resolution No. 135—Relative to the California Law Revision Commission.

Referred to Committee on Rules.

Assembly Constitutional Amendment No. 29—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2.6 to Article XIII, relating to the assessment of property used for recreational purposes.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2409

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 2409—An act to add Section 1230 to the Government Code, relating to leaves of absence.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 165
Assembly Bill No. 898
Assembly Bill No. 1541
Assembly Bill No. 1806
Assembly Bill No. 1881
Assembly Bill No. 2155
Assembly Bill No. 2232
Assembly Bill No. 2246
Assembly Bill No. 2279
Assembly Bill No. 2296
Assembly Bill No. 2306
Assembly Bill No. 2360
Assembly Bill No. 2366
Assembly Bill No. 2400
Assembly Bill No. 2453
Assembly Bill No. 2482

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 165—An act to add Section 469 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Assembly Bill No. 898—An act to amend Sections 26288, 26289, 26290, 26291, and 26292 of, and to add Section 26290.5 to, the Health and Safety Code, relating to new drugs or devices.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1541—An act to amend Section 13200 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the suspension of drivers' licenses by courts.

Referred to Committee on Transportation.

Assembly Bill No. 1806—An act to add Section 3212.3 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Assembly Bill No. 1881—An act to amend Sections 14000 and 14001 of the Fish and Game Code, relating to the Pacific Marine Fisheries Compact.

Referred to Committee on Fish and Game.

Assembly Bill No. 2155—An act to amend Sections 23816, 23821, and 23954.5 of, and to add Section 24072.3 to, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2232—An act to amend Section 26453 of the Vehicle Code as enacted at the 1959 Regular Session of the Legislature, relating to the maintenance of vehicle brakes.

Referred to Committee on Transportation.

Assembly Bill No. 2246—An act to amend Section 18370 of the Health and Safety Code, relating to trailer coaches.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2279—An act to amend Section 5012.1 of the Public Resources Code, relating to public utility and other structures in state parks and easements therefor.

Referred to Committee on Public Utilities.

Assembly Bill No. 2296—An act to amend Section 3042 of and to add Chapter 5.4 (commencing with Section 2540) to Division 2 of the Business and Professions Code, relating to prescription lenses.

Referred to Committee on Business and Professions.

Assembly Bill No. 2306—An act to add Section 6503.3 to the Welfare and Institutions Code, relating to the granting of a right-of-way for road purposes over land of the Stockton State Hospital.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2360—An act to amend Section 7045 of the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 2366—An act to amend Section 582 of the Agricultural Code, relating to imitation ice cream and imitation ice milk

Referred to Committee on Agriculture.

Assembly Bill No. 2400—An act relating to certain lands located within the subsidence area of a portion of the Long Beach Harbor District and providing for the extension, amendment and modification of existing contracts, royalty arrangements and other agreements, for the production of oil, gas and other hydrocarbon substances from such lands, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2453—An act to add Section 53608 to the Government Code, and Section 17203.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the investment of public funds and money.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2482—An act to repeal Chapter 10 (commencing at Section 6590) of Part 5 of Division 7 of, the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 213—An act to add Section 17531.1 to the Business and Professions Code, relating to packaging of unassembled toys;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-seventh day of May, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 128
Senate Bill No. 421
Senate Bill No. 422
Senate Bill No. 1100
Senate Bill No. 1117
Senate Bill No. 1229
Senate Bill No. 1237
Senate Bill No. 1255
Senate Bill No. 1297
Senate Bill No. 1325
Senate Bill No. 1333
Senate Bill No. 1350
Senate Bill No. 1372
Senate Bill No. 1365
Senate Bill No. 1379
Senate Bill No. 1386
Senate Bill No. 1399
Senate Bill No. 1405
Senate Bill No. 1409
Senate Bill No. 1483
Senate Bill No. 1484
Senate Concurrent Resolution No. 48

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1106

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 3
Senate Bill No. 103
Senate Bill No. 729
Senate Bill No. 1164
Senate Bill No. 1212
Senate Bill No. 1239
Senate Bill No. 1294

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1078
Senate Bill No. 1258
Senate Bill No. 1300
Senate Bill No. 1382
Senate Bill No. 1414

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1150

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Insurance and Financial Institutions

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 522

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 1241

Has had the same under consideration, and reports the same back with the recommendation: Be referred to appropriate interim committee for study.

GRUNSKY, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 945
Senate Bill No. 1287
Assembly Bill No. 689

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1477

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 709

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 25, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 1327

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 1433

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be re-referred to the Commitee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 1718

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 405

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Assembly Bill No. 483
Assembly Bill No. 1962

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and to Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 2085

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 1408
Assembly Bill No. 1442
Assembly Bill No. 1686
Assembly Bill No. 1920
Assembly Bill No. 1965
Assembly Bill No. 2107
Assembly Bill No. 2156
Assembly Bill No. 2157

Has had the same under consideration, and reports the same back with the recommendation: Do pass and to Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 403
Assembly Bill No. 16

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Vice Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Assembly Bill No. 1753
Assembly Bill No. 1797
Assembly Bill No. 2331

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Assembly Bill No. 1843
Assembly Bill No. 1964

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Assembly Bill No. 1660
Assembly Bill No. 1787

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 576
Senate Bill No. 401

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BROWN, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 777

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

BROWN, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 1369

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

BROWN, Vice Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 1585

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 120
Senate Bill No. 1001
Senate Bill No. 1341
Senate Bill No. 1417
Senate Bill No. 1447
Assembly Bill No. 2108

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules with the further recommendation: Be re-referred to an appropriate interim committee.

REGAN, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 1422
Assembly Bill No. 1733

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 345
Senate Bill No. 1360
Assembly Bill No. 1397
Assembly Bill No. 1794
Assembly Bill No. 2228

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 6
Senate Bill No. 1113
Senate Bill No. 1122
Senate Bill No. 1363
Assembly Bill No. 1301
Assembly Bill No. 1562
Assembly Bill No. 1563
Assembly Bill No. 1629
Assembly Bill No. 2136

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 1909

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 2005

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2005

Senator Thompson moved that Assembly Bill No. 2005 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2005—An act to amend Section 13114 of, to amend and renumber Section 13114.5 of, and to add Sections 13114.1, 13114.2, 13114.3, 13114.4, 13114.5, 13117, and 13147 to, the Health and Safety Code, relating to fire protection.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "13117", and insert "13114.6, 13114.7".

Amendment No. 2

On page 1, line 4, after "of", insert "automatic".

Amendment No. 3

On page 1, lines 4 and 5, strike out "and automatic sprinkler".

Amendment No. 4

On page 1, line 8, strike out "Fire Protection Association as N. F. P. A.", and insert "Board of Fire Underwriters as N. B. F. U."

Amendment No. 5

On page 1, line 9, strike out "May", and insert "July".

Amendment No. 6

On page 1, line 9, after "1958", insert ", and shall adopt necessary rules and regulations for the approval and listing of the component parts of an automatic sprinkler system substantially consistent with the Standards for the Installation of Sprinkler Systems published by the National Board of Fire Underwriters as N. B. F. U. Pamphlet No. 13, June, 1958".

Amendment No. 7

On page 2, line 1, strike out "13114.7", and insert "13114.8".

Amendment No. 8

On page 2, line 6, strike out "a", and insert "an automatic".

Amendment No. 9

On page 2, line 7, strike out "13117", and insert "13114.7".

Amendment No. 10

On page 2, between lines 9 and 10, insert

"It is unlawful for any person, firm, or corporation to install or permit the installation of an automatic sprinkler system as required by Sections 13113 and 13114.6 unless all of the component parts thereof are approved and registered by the State Fire Marshal."

Amendment No. 11

On page 2, line 12, after "any", insert "automatic".

Amendment No. 12

On page 2, line 12, strike out "or automatic sprinkler system".

Amendment No. 12.1

On page 2, line 14, strike out "a", and insert "one of the".

Amendment No. 12.2

On page 2, line 15, strike out "laboratory", and insert "laboratories which is designated in regulations adopted by the State Fire Marshal, with the advice of the State Fire Advisory Board, as being".

Amendment No. 12.3

On page 2, lines 15 and 16, strike out "their performance", and insert "the performance of automatic fire alarm systems."

Amendment No. 13

On page 2, line 16, after the period, insert "He shall, before approving the component parts of an automatic sprinkler system, require evidence that such parts

have been tested by one of the nationally recognized testing laboratories which is designated in such regulations as being properly equipped and staffed to evaluate the performance of the component parts of automatic sprinkler systems."

Amendment No. 14

On page 2, line 20, strike out "sprinkler and".

Amendment No. 15

On page 2, lines 20 and 21, strike out "and installation concerns", and insert "and additional component parts of such systems, the component parts of automatic sprinkler systems and additional component parts of such systems, authorized distributors of such systems, and persons and firms, hereafter referred to as "design concerns," that prepare plans for the installation of such systems,".

Amendment No. 16

On page 2, lines 22 and 23, strike out "automatic fire alarm and automatic sprinkler concern that is registered and", and insert "person and concern registered and approved by him and to each person and concern which has registered an automatic fire alarm system or the component parts of an automatic sprinkler system, which is".

Amendment No. 17

On page 2, line 27, strike out "sprinkler system or".

Amendment No. 18

On page 2, line 29, strike out "systems, and any installation", and insert "system, the names of the component parts of any automatic sprinkler system, the name of any additional component part of such system, the name of any authorized distributor, and the name of any design".

Amendment No. 19

On page 2, lines 31 and 32, strike out "of automatic sprinkler and", and insert "automatic".

Amendment No. 20

On page 2, lines 33 and 34, strike out "and the names of installation concerns who have not paid their renewal registration fee", and insert ", the component parts of automatic sprinkler systems and additional component parts of such systems, the name of any authorized distributor, and the name of any design concern for which a renewal registration fee has not been paid".

Amendment No. 21

On page 2, line 38, strike out "automatic sprinkler systems," and insert "an".

Amendment No. 22

On page 2, line 38, strike out the second "systems", and insert "system".

Amendment No. 23

On page 2, line 39, after "any", insert "additional".

Amendment No. 24

On page 2, line 39, strike out "and", and insert ", the component parts of an automatic sprinkler system or any additional component parts thereof,".

Amendment No. 25

On page 2, line 40, after "distributors", insert "or the name of any design concern".

Amendment No. 26

On page 2, line 45, after "complete", insert "automatic".

Amendment No. 27

On page 2, line 45, strike out "or", and insert "system or the component parts of an".

Amendment No. 28

On page 2, line 47, before "The", insert "(b)".

Amendment No. 29

On page 2, line 47, strike out "registered installation", and insert "authorized distributor or design".

Amendment No. 30

On page 2, line 49, strike out "(b)", and insert "(c)".

Amendment No. 31

On page 2, line 50, after "of", insert "automatic".

Amendment No. 32

On page 3, strike out line 8 and in line 9, strike out "13117", and insert

"SEC. 8. Section 13114.6 is added to said code, to read:

13114.6. In every public, private, or parochial school building more than one story in height in which elementary, secondary, or junior college students are assembled for instruction, recreation or education there shall be installed and maintained in an operable condition, an automatic sprinkler system, all of the component parts of which have been approved by the State Fire Marshal in accordance with Section 13114. The automatic sprinkler system shall be installed in the manner prescribed for schools by the Standards for the Installation of Sprinkler Systems published by the National Board of Fire Underwriters as N. B. F. U. Pamphlet No. 13, June, 1958. The activation of such a system shall automatically sound the coded alarm of fire specified for schools.

The provisions of this section shall apply to all buildings constructed after the effective date of this section and shall apply to all existing buildings after January 1, 1962.

The provisions of this section shall not apply to buildings which have open outside exit-ways or balconies with exits opening directly thereto from each classroom, and stairs or ramps so located that it is possible to go in either direction from each classroom door to an exit stair or ramp.

The provisions of this section do not apply to buildings used exclusively for administrative, warehouse, maintenance, and service purposes, or buildings of a similar nature that are not used or occupied by students.

The State Fire Marshal, with the advice of the State Fire Advisory Board, shall prepare and adopt such rules and regulations as he deems necessary or proper to carry out the provisions of this section. This section does not prevent the State Fire Marshal from exempting individual buildings, or portions thereof, from the provisions of this section if fire safety substantially equivalent to that specified in this section has been provided.

SEC. 9. Section 13114.7 is added to said code, to read:

13114.7".

Amendment No. 33

On page 3, line 10, strike out "and", and insert a comma.

Amendment No. 34

On page 3, line 11, after "secondary", insert ", or junior college".

Amendment No. 35

On page 3, line 15, after the period, insert "The activation of such a system shall automatically sound the coded alarm of fire specified for schools."

Amendment No. 36

On page 3, line 20, strike out "fully".

Amendment No. 37

On page 3, line 20, strike out "approved type".

Amendment No. 38

On page 3, line 21, strike out "nor to a building in which corri-"; and strike out lines 22 to 24, inclusive, and insert "all of the component parts of which have been approved by the State Fire Marshal in accordance with Section 13114 and which is installed as prescribed by Section 13114.6."

Amendment No. 39

On page 3, strike out lines 28 to 32, inclusive, and insert

"The State Fire Marshal, with the advice of the State Fire Advisory Board, shall prepare and adopt such rules and regulations as he deems necessary or proper to carry out the provisions of this section. This section does not prevent the State Fire Marshal from exempting individual buildings or portions thereof from the provisions of this section if fire safety substantially equivalent to that specified in this section has been provided."

Amendment No. 40

On page 3, line 33, strike out "SEC. 8", and insert "SEC. 10".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 145
Assembly Bill No. 2348

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 145

Senator Gibson moved that Assembly Bill No. 145 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 145—An act to amend Section 2611 of the Welfare and Institutions Code, relating to county medical and hospital care.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly May 8, 1959, strike out lines 18 to 22; and on page 2, strike out lines 1 and 2, and insert

"(c) An interment space, crypt, or niche intended for the interment of the applicant or recipient of aid.

(d) Funds placed in trust for funeral or burial expenses to the extent that such funds do not exceed the sum of five hundred dollars ($500).

(e) Insurance policies having an actual cash surrender value of not to exceed five hundred dollars ($500)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 2348

Senator Gibson moved that Assembly Bill No. 2348 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2348—An act to amend Sections 3301, 3302, 3305, 3306, and 3320 of, and to add Section 3320.5 to, the Penal Code, relating to the Department of Corrections and agencies therein.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly May 7, 1959, strike out "two", and insert "three".

Amendment No. 2

On page 1, strike out lines 9 to 15, inclusive, and insert

"3302. The terms of office of the women members of the board shall expire as follows: two on March 15, 1955, and one on March 15, 1957. The terms of office of

the male members of the board expire on the effective date of the amendments to this section enacted at the 1959 Regular Session of the Legislature. Their".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which were referred:

Senate Bill No. 589
Senate Bill No. 704

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 589

Senator Gibson moved that Senate Bill No. 589 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 589—An act relating to the sale, exchange, other disposition, or administration of state property, and providing for the disposition of the proceeds from such sale or exchange and for accomplishing the purposes of this act.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 17, of the printed bill, as amended in the Senate April 23, 1959, strike out "15", and insert "20".

Amendment No. 2

On page 2, after line 50, insert

"Parcel 11. Approximately 165 acres of real property in the County of Los Angeles consisting of a portion of the Kellogg Campus, California Polytechnic College; said acreage comprising the right of way for the proposed extension by the County of Los Angeles of Temple Avenue and that portion of the Kellogg Campus, California Polytechnic College to be severed by said right of way."

Amendment No. 3

On page 3, line 34, strike out the period and insert ", and money received from the sale or disposition of Parcel 11 shall be paid into the State Construction Program Fund."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO AMEND SENATE BILL NO. 704

Senator Stiern moved that Senate Bill No. 704 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 704—An act to add Sections 20004.5, 20004.6, 20014.6, 20031.5, 20031.6, 20124.5, 20497, 20498, 20601.5, 20750.6, 20988, 20989, 21251.14, 22152, 22153, 22213, and 22550.5, to add Chapter 6.5 (commencing at Section 20780), to Part 3, Division 5, Title 2, of, to amend Sections 22009.1, 22013, and 22210 of, and to repeal Part 3.5 (commencing at Section 21600) of Division 5, Title 2, of the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 5, of the printed bill, as amended in Senate April 23, 1959, strike out "_____", and insert "eighty hundredths (0.80) of 1".

Amendment No. 2

On page 5, lines 16 and 17, strike out "_____ dollars ($_____)", and insert four hundred thirty-three thousand one hundred thirty-seven dollars ($433,137)".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 704

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate April 23, 1959, after "22152", insert ".5".

Amendment No. 2

On page 1, line 19, after "22152", insert ".5".

Amendment No. 3

On page 2, line 2, after "22152", insert ".5".

Amendment No. 4

On page 9, strike out lines 8 to 25, inclusive, and insert

"SEC. 18. Section 22152.5 is added to said code, to read:

22152.5. Subject to the conditions herein prescribed, the board shall divide the retirement system defined in subdivision (b) of Section 22009.1. The procedure for division shall be in accordance with this article except that the election among the members shall be held on the date set for the division, and the division shall not be concluded unless a majority of the members eligible to vote cast ballots in the election and a majority of those members voting vote in favor of the division. The date for the division shall be set by the board so as to permit modification of the agreement to include services of members in positions covered by such system no later than December 31, 1959.

SEC. 19. Section 22153 is added to said code, to read:

22153. Subject to the conditions provided herein, the board shall divide each of the retirement systems as defined in subdivision (c) of Section 22009.1. The procedure for the division shall be in accordance with this article except that a single election shall be held among all eligible members of all of said retirement systems on the date set for the division, and none of said systems shall be divided unless a majority of all members of all said systems eligible to vote cast ballots in the election and a majority of such members voting vote in favor of the division. The date for said division shall be set by the board so as to permit modification of the agreement to include services of members in positions covered by such systems no later than December 31, 1959."

Amendment No. 5

On page 9, line 35, after "22152", insert ".5".

Amendment No. 6

On page 10, strike out lines 13 to 19, inclusive.

Amendment No. 7

On page 10, line 20, strike out "24", and insert "23".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 69

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 69

Senator Hollister moved that Senate Bill No. 69 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 69—An act to add Section 1267 to the Code of Civil Procedure, relating to condemnation actions.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In lines 2 and 3 of the title, of the printed bill, as amended in Senate April 14, 1959, strike out "condemnation actions", and insert "negotiations by state agencies with respect to proposed acquisition of property".

Amendment No. 2

On page 1, in line 3, strike out "con-"; and strike out lines 4 to 7, inclusive, and insert "acquire property pursuant to any law and commences negotiations with the owner of the property in contemplation of the subsequent condemnation thereof if necessary, the state agency or officer involved in the negotiation shall offer a fair and equitable price for such property. In connection with such offer, the negotiator shall make available to the owner of the property, upon his written request therefor, the appraisal or reports relating to the value of such property upon which the offer is based."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Richards moved that Assembly Bill No. 1537 be taken from the inactive file and placed on the second reading file.

Motion carried.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Bill No. 1537, at this time, for consideration.

CONSIDERATION OF ASSEMBLY BILL NO. 1537

Assembly Bill No. 1537—An act to add Section 918 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to co-operative studies by school districts.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4 of the printed bill, after "with", insert "the governing boards of".

Amendment No. 2

On page 1, line 5, strike out the period, and insert "as are determined by the governing board or boards to be required in connection with the present and future management, conditions, needs, and financial support of the schools."

Amendments read, and adopted.

Bill ordered printed, and to second reading.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 1022—An act to add Section 473.5 to, and to amend Section 637.1 of the Agricultural Code, relating to milk and dairy products.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1022?

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate May 5, 1959, after "solids", insert "derived from market milk".

Amendment No. 2

On page 1, lines 11 and 12, strike out "cream dressing", and insert "market cream".

Amendment No. 3

On page 1, line 12, strike out "cream dressing", and insert "market cream".

Amendment No. 4

On page 1, line 15, strike out "Cream", and insert "Sour cream".

Amendment No. 5

On page 1, line 22, strike out "cream", and insert "sour cream".

Amendment No. 6

On page 1, line 24, after "consumers", insert "sour".

Amendment No. 7

On page 1, line 25, after "that", insert "sour".

Amendment No. 8

On page 1, line 26, strike out "blue cheese, or", and insert "cheese,".

Amendment No. 9

On page 1, line 27, strike out "other substance", and insert "salmon, anchovy, or pickle".

Amendment No. 10

On page 1, line 28, strike out ", such dressing".

Amendment No. 11

On page 1, line 29, after "size.", insert "When sour cream dressing contains any such distinctive flavoring the label shall clearly identify the flavoring."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 1022 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—31.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Resolution No. 126—Relative to consumption of milk in the schools.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 2 of the first "WHEREAS" clause of the printed measure, strike out the second "the", and insert "certain".

Amendment No. 2

In line 5 of the first "*Resolved*" clause, strike out "earliest possible time", and insert "next legislative session".

Amendments read, and adopted.

Resolution ordered amended, and to third reading.

Senate Bill No. 1364—An act to add Section 222.2 to the Labor Code, relating to payment of wages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out the period, and insert ", except that an individual claim may be submitted to arbitration pursuant to such provisions contained in a collective bargaining agreement if the individual claimant and the employer both agree to so arbitrate."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 944—An act to amend Sections 6901 and 6903 of, and to add Section 6902.1 to, the Labor Code, relating to safeguards on railroads.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 10, of the printed bill, after "each", insert "diesel".

Amendment No. 2

On page 1, line 14, strike out "and one helper".

Amendment No. 3

On page 1, line 15, strike out "steam", and insert "diesel".

Amendment No. 4

On page 2, line 4, strike out "at least one con-"; and strike out lines 5 to 10, inclusive, and insert "one engineer and one fireman for each diesel locomotive."

Amendment No. 5

On page 2, line 23, after "each", insert "diesel".

Amendment No. 6

On page 2, line 27, strike out "and one helper".

Amendment No. 7

On page 2, line 28, strike out "steam", and insert "diesel".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 605—An act to amend Section 5908.5 of the Labor Code, relating to workman's compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 17, after "shall", insert "be made by the commission or a panel thereof and not by a referee and shall".

Amendment No. 2

On page 1, line 18, after "signed", insert "initially".

Amendment No. 3

On page 1, line 18, after "and", insert "shall be signed separately".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1356—An act to add Article 10 (commencing at Section 2780) to Chapter 7 of Division 5 of the Education Code as enacted at the 1959 Regular Session, relating to junior college district organization.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1339—An act to amend Section 24206 of the Education Code as enacted at the 1959 Regular Session, relating to employees of state colleges.

Bill read second time.

Motion to Re-refer Senate Bill No. 1339

Senator Burns moved that Senate Bill No. 1339 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1406—An act to amend Sections 19687 and 19689 of the Education Code as enacted at the 1959 Regular Session, relating to state school aid for exceptional pupils.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 559—An act to amend Section 13162 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to issuance of temporary teaching certificates.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 8, of the printed bill, after "credential", insert "together with the required fee".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1467—An act to amend Sections 5301 and 5302 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to elementary schools.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 5301 and", and insert "Section".

Amendment No. 2

On page 1, line 1, strike out "5301", and insert "5302".

Amendment No. 3

On page 1, strike out lines 3 through 20, inclusive; and on page 2, strike out lines 1, 2, and 3.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1201—An act to amend Section 1170 of the Harbors and Navigation Code, relating to bar pilotage rates for the Bays of San Francisco, San Pablo and Suisun.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out all of line 7, and insert "Six dollars and twenty-five cents ($6.25)".

Amendment No. 2

On page 1, after line 11, insert

"SEC. 2. The Board of Pilot Commissioners shall take such steps as may be necessary to prepare and submit, at the opening of the 1961 Legislature, its recommendation for the adoption of legislation concerning the regulation of pilotage rates similar to that now in force in the State of Oregon."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1261—An act to amend Section 6025.1 of the Penal Code, relating to the Board of Corrections.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "fifty dollars ($50)", and insert "twenty-five dollars ($25)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1293—An act to provide for the acquisition and improvement of real property in San Bernardino County for state park purposes, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 40, of the printed bill, strike out "of _____ dollars ($_____)", and insert "of twenty thousand dollars ($20,000)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1342—An act authorizing the sale of an armory in the City and County of San Francisco, and providing for disposition of the proceeds thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 to 9, inclusive, and insert "shall be available to the Adjutant General".

Amendment No. 2

On page 1, line 10, after "facilities", insert "in accordance with law".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1430—An act to add Section 68508 to the Government Code, relating to the Judicial Council.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, strike out "_____ dollars ($_____)", and insert "eighteen thousand dollars ($18,000)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1340—An act to amend Section 304 of the Public Utilities Code and Section 11553 of the Government Code, relating to the annual salary of the members of the Public Utilities Commission of California.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "amend Section 304 of the Public Utilities Code and", and insert "add Section 11550.7 to, and to amend".

Amendment No. 2

On page 1, strike out lines 1 to 10, inclusive, and insert

"SECTION 1. Section 11550.7 is added to the Government Code, to read:

11550.7. An annual salary of twenty-one thousand five hundred dollars ($21,500) shall be paid to each of the following:

(a) Each member of the Public Utilities Commission."

Amendment No. 3

On page 1, line 11, strike out "the Government Code", and insert "said code".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1372—An act to amend Section 20600.5 of the Government Code, relating to State Employees' Retirement Law.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 20600.5", and insert "Sections 20303 and 20600.5".

Amendment No. 2

On page 1, line 5, strike out "60", and insert "90".

Amendment No. 3

On page 1, after line 9, insert

"Any changes in the rate of contribution of such a member, resulting from the amendment to this section as enacted at the 1959 Regular Session, shall be applicable only with respect to compensation received on or after the effective date of such amendments.

SEC. 2. Section 20303 of said code is amended to read:

20303. Every other employee becomes a member, *except to the extent otherwise provided in Section 20600.5*, on the first day of the calendar month next following the completion of six months, uninterrupted by a break of more than one month, of employment by the State or by a contracting agency; provided, that absence for military service shall not be considered a break for the purpose of this section."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1472—An act to add Section 21156 to the Government Code, relating to the State Employees' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "was employed by a"; and strike out lines 7, 8, and 9, and insert "held an elective office in a county which at the time of his election to such office was not a contracting agency but which subsequently became a contracting agency during his term of office under".

Amendment No. 2

On page 1, lines 12 and 13, strike out "period of employment", and insert "term of office".

Amendment No. 3

Amendment No. 4

Amendments read, and adopted.

Bill ordered printed, engrossed and to Consent Calendar.

Senate Bill No. 1420—An act to add Section 6457 to the Public Resources Code, relating to grants of tide and submerged lands.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

Amendment No. 2

Amendments read, and adopted.

Bill ordered printed, engrossed and to Consent Calendar.

Senate Bill No. 535—An act to add Section 2470 to the Business and Professions Code, relating to dividends to savings

Bill read second time.

Motion to Re-refer Senate Bill No. 535

Senator Burns moved that Senate Bill No. 535 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 750—An act to add Sections 14507, 14508, 14509, 14510, 14511, 14512 to, and to amend Section 14510 of, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the providing of survivor allowances in the State Teachers' Retirement System.

Bill read second time.

Motion to Re-refer Senate Bill No. 750

Senator Burns moved that Senate Bill No. 750 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 955—An act to amend Sections 11550 and 11556 of the Government Code, relating to the salary of the Superintendent of Banks.

Bill read second time.

Motion to Re-refer Senate Bill No. 955

Senator Burns moved that Senate Bill No. 955 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1066—An act to amend Sections 11554, 11557, and 11559 of the Government Code, relating to the salaries of state officers.

Bill read second time.

Motion to Re-refer Senate Bill No. 1066

Senator Burns moved that Senate Bill No. 1066 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1242—An act to amend Section 75104.4 of the Government Code, relating to the Judges' Retirement System.

Bill read second time.

Motion to Re-refer Senate Bill No. 1242

Senator Burns moved that Senate Bill No. 1242 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1295—An act to amend Sections 11550.5, 11552, 11554 and 11557 of the Government Code, relating to salaries of state officers.

Bill read second time.

Motion to Re-refer Senate Bill No. 1295

Senator Burns moved that Senate Bill No. 1295 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1329—An act to add Sections 20494, 20601.5 and 21251.14 to the Government Code, relating to retirement of public employees, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1361—An act to add Section 2079 to the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read second time.

Motion to Re-refer Senate Bill No. 1361

Senator Burns moved that Senate Bill No. 1361 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1444—An act to amend Section 18900 of the Health and Safety Code, relating to the State Building Standards Commission.

Bill read second time.

Motion to Re-refer Senate Bill No. 1444

Senator Burns moved that Senate Bill No. 1444 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1452—An act to amend Sections 11553 and 11557 of the Government Code, relating to salaries of state officers.

Bill read second time.

Motion to Re-refer Senate Bill No. 1452

Senator Burns moved that Senate Bill No. 1452 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1468—An act to add Section 11163 to the Government Code, relating to regulations and orders of state agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1461—An act to add Chapter 12 (commencing at Section 6950) to Division 7 of Title 1 of the Government Code, relating to the purchase of interests in real property by the state and local governmental agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 4 of the title of the printed bill, strike out the period, and insert "and to the preservation of open spaces and areas for public use and enjoyment."

Amendment No. 2

On page 1, in line 5, strike out "easements", and insert "interests".

Amendment No. 3

On page 1, strike out lines 8 to 14, inclusive, and insert:

"6950. It is the intent of the Legislature in enacting this chapter to provide a means whereby the State and any city, county or city and county may acquire, by purchase, gift, grant, bequest, devise, lease or otherwise, and through the expenditure of public funds, the fee or any lesser interest or right in real property in order to preserve, through limitation of their future use, open spaces and areas for public use and enjoyment.

6951. The Legislature finds that the rapid growth and spread of urban development is encroaching upon, or eliminating, many open areas and spaces of several size and character, building many having significant scenic or esthetic values, which areas and spaces if preserved and maintained in their present open state would constitute important, physical, social, esthetic or economic assets to existing or impending urban and metropolitan development.

6952. The Legislature hereby declares that it is necessary for sound and proper urban and metropolitan development, and in the public interest of the people of this State for the State and any city, county or city and county to expend or advance public funds for, or to accept by purchase, gift, grant, bequest, devise, lease or otherwise, the fee or any lesser interest or right in real property to acquire, maintain, improve, protect, and the future use of or otherwise conserve open spaces and areas within their respective jurisdictions.

6953. The Legislature further declares that the acquisition of interests or rights in real property for the preservation of open spaces and areas constitutes a public purpose for which public funds may be expended or advanced, and that the State and any city, county or city and county may acquire, by purchase, gift, grant, bequest, devise, lease or otherwise, the fee or any lesser interest, development right, easement, covenant or other contractual right necessary to achieve the purposes of this chapter. The State and any city, county or city and county may also acquire the fee to any property for the purpose of conveying or leasing said property back to its original owner or other person under such covenants or other contractual arrangements as will limit the future use of the property in accordance with the purposes of this chapter.

6954. For the purposes of this chapter an "open space" or "open area" is any space or area characterized by one or more of the following conditions:

(a) The area is one of natural scenic beauty arising from climate, geology, topography, water courses or bodies of water, plant or forest cover, or any combination thereof.

(b) The area is one in which the retention of its present state of use or natural condition will maintain or enhance the conservation of soil, forest or water resources, or the habitat of fish and wildlife, or will materially lessen or prevent air or water pollution.

(c) The area is one in which the present economic use or exploitation of natural resources may be retained or expanded in conjunction with public use and enjoyment of its open character or scenic attributes.

(d) The area is one in which the retention of its open character will enhance the potential or existing value of abutting or surrounding urban development, or whose open character is also associated with important or unique historical, cultural, esthetic or economic values which should be retained or preserved in the public interest."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 1183—An act to add Section 438 to the Government Code, relating to United States flags.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1226—An act to add Section 21156 to the Government Code, relating to legislative employment.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1232—An act to amend Section 16651 of the Government Code, relating to state bonds and bond coupons.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1330—An act to amend Section 54523 of the Government Code, relating to revenue bonds.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1402—An act to amend Section 23355 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1421—An act to amend Section 5 of Chapter 1701 of the Statutes of 1957, relating to freeing certain lands from the public trust for navigation, commerce, and fisheries and to empower the State Lands Commission to sell such lands.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1454—An act to amend Sections 504, 8600, 8604, 8607, 8700, 8701, 8702, 8703, and the title of Chapter 2 (commencing at Section 8700) of Division 7 of, to repeal Sections 8605, 8606, and 8608 of, and to add Sections 509.6, 8605, 8606, and 8704 to, the Public Resources Code, relating to recreation.

Bill read second time.

Motion to Re-refer Senate Bill No. 1454

Senator Burns moved that Senate Bill No. 1454 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1353—An act to amend Section 1 of Chapter 687 of the Statutes of 1935, relating to the granting of certain tidelands and submerged lands of the State to the County of Santa Cruz.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, between lines 38 and 39, of the printed bill, insert

"(c) There is hereby reserved, however, in the people of the State of California the absolute right to fish in all the waters of said harbor, with the right of convenient access to said waters over said land for said purpose.

(d) There is hereby excepted and reserved to the State of California all deposits of minerals, including oil and gas, in said lands, and to the State of California, or persons authorized by the State of California, the right to prospect for, mine, and remove such deposits from said lands.

(e) The lands herein described are granted subject to the express reservation and condition that the State may at any time in the future use said lands or any portion thereof for highway purposes without compensation to the county, its successors or assigns, or any person, firm or public or private corporation claiming under it, except that in the event improvements have been placed upon the property taken by the State for said purposes, compensation shall be made to the person entitled thereto for the value of his interest in the improvements taken or the damages to such interests. If the county, its successors or assigns, or any person, firm or public or private corporation claiming under it, has filled any tide or submerged lands and such lands are taken by the State for highway purposes, the State shall reimburse the county, its successors or assigns, or any person, firm or public or private corporation claiming under it, for expenditures incurred in filling such lands.

(f) If the lands, or any part thereof, granted to the county by this act are not used for the additional purposes authorized by the amendment of this section made at the 1959 Regular Session of the Legislature within 10 years from the effective date of said amendment, the authorization to use said lands for such additional purposes shall automatically terminate and lapse."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1224—An act to amend Section 2857 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 8, of the printed bill, before the period, insert "not exceeding 120 days".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1397—An act to repeal Section 10131.1 of, and to add Chapter 5 (commencing at Section 10350) to Part 1, Division 4, of the Business and Professions Code; to amend Section 3081.3 of the Civil Code, and to amend Section 25102.1 of the Corporations Code, relating to mortgage loans and brokers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 6, between lines 32 and 33, of the printed bill, as amended in Senate May 25, 1959, insert

"3. Advance not to exceed six monthly installments if necessary to keep a first loan current in order to enable a loan secured by a second mortgage or deed of trust to be foreclosed."

Amendment No. 2

On page 6, line 45, strike out "3.", and insert "4."

Amendment No. 3

On page 6, after line 52, insert

"5. Advance costs necessary to foreclose a deed of trust or mortgage."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1398—An act to amend Section 4012 of the Business and Professions Code, relating to the California State Board of Pharmacy.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, strike out "fifteen thousand dollars ($15,000)", and insert "twelve thousand dollars ($12,000)".

Amendment No. 2

On page 1, lines 9 and 10, strike out "fifteen thousand dollars ($15,000)", and insert "twelve thousand dollars ($12,000)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1416—An act to repeal Chapter 2 (commencing with Section 301) of Part 1 of Division 1, and to add Chapter 2 (commencing with Section 301) to Part 1 of Division 1, of the Public Utilities Code, relating to the Public Utilities Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 4 of the printed bill, strike out lines 25 to 41, inclusive.

Amendment No. 2

On page 5, line 46, strike out "report", and insert "recommended decision".

Amendment No. 3

On page 5, line 47, strike out "report", and insert "recommended decision".

Amendment No. 4

On page 5, line 49, strike out "proposed", and insert "recommended".

Amendment No. 5

On page 5, line 50, strike out "report", and insert "recommended decision".

Amendment No. 6

On page 6, line 1, strike out "proposed", and insert "recommended".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 75—Relative to fire extinguishers and appliances and devices for extinguishing fires.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed measure, strike out lines 1 to 7, inclusive.

Amendment read and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 81—Relative to the acquisition of the Corona Naval Hospital property.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed measure, strike out lines 3 to 8, inclusive, and insert "the Director of Finance to investigate into the feasibility of purchasing for the State of California, the Corona Naval Hospital property at Norco, California, and to determine the terms and conditions upon which such property may be acquired. The Director of Finance is further directed to report the results of his investigation to the Legislature at its 1960 Regular Session; and be it further".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 1126—An act to amend Section 1881 of the Code of Civil Procedure, relating to privileges of witnesses.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1132—An act to amend Section 720 of the Welfare and Institutions Code, relating to juvenile courts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1482—An act to amend Section 1547 of the Penal Code, relating to rewards for apprehension.

Bill read second time.

Motion to Re-refer Senate Bill No. 1482

Senator Burns moved that Senate Bill No. 1482 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1140—An act to amend Section 74265 of the Government Code, relating to municipal court reporters.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1394—An act to add Section 4019.3 to the Penal Code, relating to work credit for prisoners in county jails.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 875—An act to amend Section 833 of the Revenue and Taxation Code, relating to property taxation.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed bill, strike out lines 11 to 18, inclusive, and insert

"Information and records in the board's office which are not required to be kept or prepared by the board are not public documents. Except as provided herein, all information required by the board or furnished in the property statement shall be held secret by the board. This section shall not apply to maps filed pursuant to Section 326 of this code.

When requested by resolution of the board of supervisors of any county, or the council of any city which prepares its own local roll, the board shall permit the auditor or the assessor of the county or city, or any duly authorized deputy or employee of such officer, to examine any and all records of the board."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1446—An act to add Sections 3247 and 3292 to the Fish and Game Code, relating to hunting clubs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 3247 and 3292 to", and insert "Section 3243.5 to, and to amend Section 3280 of,".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 3243.5 is added to the Fish and Game Code, to read:

3243.5. The commission may transfer a license to land owned or controlled by the licensee, other than that land specified in the original application, located in the same county as the original land, without any additional fee, if it finds the new land is suitable for the purposes of the license and such a transfer is not in conflict with the public interest.

SEC. 2. Section 3280 of said code is amended to read:

3280. If the commission is satisfied, after investigation, that a tract is suitable for the purposes of a licensed pheasant club, and that the establishment of such a club will not conflict with the public interest, it may approve the issuance of a commercial licensed pheasant club license upon the payment of a license fee of one hundred dollars ($100), or a private licensed pheasant club license upon the payment of a license fee of seventy-five dollars ($75) for a club of 500 acres or less and one hundred dollars ($100) for a club of over 500 acres. The license shall be issued for a term of one year from March 1st or, if issued after the beginning of such period, for the remainder thereof.

The commission may transfer a license to land owned or controlled by the licensee, other than that land specified in the original application, located in the same county as the original land, without any additional fee, if it is satisfied, after investigation, that the new land is suitable for the purposes of the license and such a transfer is not in conflict with the public interest."

Amendment No. 3

On page 1, strike out lines 2 to 23, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 2086—An act to add Section 24008 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to modification of vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2229—An act to amend Sections 452, 726, 730, 3502, 3662 and 3666 of, and to repeal Sections 731 and 3663 of, the Public Utilities Code, relating to the regulation of common carrier rates.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2022—An act to amend Section 20803 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to tax rates of school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Joint Resolution No. 21—Relative to state-federal relations in water development.

Resolution read second time, and ordered to third reading.

Assembly Bill No. 797—An act to maintain the Water Code by amending Sections 163, 251, 401, 2603, 11581, 12640, 12868, 12874, 26328, the heading of Article 9.5 (commencing with Section 11260) of Chapter 2, Part 3, Division 6, and the heading of Article 4 (commencing with Section 55610) of Chapter 2, Part 4, Division 16 thereof, and by amending and renumbering the heading of Article 9.6 (commencing with Section 11270) of Chapter 2, Part 3, Division 6 thereof, and by repealing Section 154.5 thereof, relating to the control, utilization, and distribution of water.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1957—An act to add Sections 20933.5 and 20814 to the Government Code, relating to the State Employees Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 23, 1959, strike out "20933.5", and insert "20933.4".

Amendment No. 2

On page 1, line 1, strike out "20933.5", and insert "20933.4".

Amendment No. 3

On page 1, line 3, strike out "20933.5", and insert "20933.4".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 31—An act to amend Section 69600 of the Government Code, relating to the superior court judges for the County of Santa Clara.

Bill read second time.

Motion to Re-refer Assembly Bill No. 31

Senator Burns moved that Assembly Bill No. 31 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1519—An act to amend Section 29320 of the Government Code, relating to a revolving fund for the superior court.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1754—An act to amend Section 16657 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to board of recreation commissioners and providing compensation and traveling expenses of members thereof.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2355—An act to amend Section 25611 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2049—An act to add Article 3 (commencing at Section 4170) to Chapter 3 of Division 7 of the Harbors and Navigation Code, relating to the development, improvement or maintenance of ports, harbors, and tidelands by counties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "other state", and insert "federal, state,".

Amendment No. 2

On page 1, line 9, strike out "agency or city", and insert "or city agency".

Amendment No. 3

On page 1, line 9, strike out "exclusive".

Amendment No. 4

On page 1, line 9, strike out "or a title".

Amendment No. 5

On page 1, strike out line 10.

Amendment No. 6

On page 1, line 11, strike out "the Legislature,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Assembly Bill No. 1079—An act to amend Section 37902 of the Government Code, relating to public projects of general law cities.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2297—An act to add Section 20019.3 to the Government Code, relating to State Retirement System.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2320—An act to add Section 23958.1 to the Business and Professsions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 108—Relative to merit awards to state employees.

Resolution read second time, and ordered to Consent Calendar.

Assembly Bill No. 1153—An act to amend Section 542 of the Code of Civil Procedure, relating to the manner in which property is attached.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1155—An act to add Section 1953f.5 to the Code of Civil Procedure, relating to competency of business records as evidence.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1269—An act to add Section 337a to the Code of Civil Procedure, relating to the statute of limitations on certain types of contracts and book accounts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1419—An act to amend Section 71140 of the Government Code, relating to the qualifications of municipal court judges.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1547—An act to amend Section 1193.2 of the Code of Civil Procedure, relating to claims of liens.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1926—An act to amend Section 1203.1 of the Penal Code, relating to probation.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2072—An act to amend Sections 603 and 604 of the Welfare and Institutions Code, relating to probation committees.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 556—An act to add Section 1242.5 to the Code of Civil Procedure, relating to survey and exploration of land for reservoir purposes.

Bill read second time.

Motion to Re-refer Assembly Bill No. 556

Senator Burns moved that Assembly Bill No. 556 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1586—An act to amend Sections 676, 677 and 680½ of the Code of Civil Procedure, relating to undertakings in actions to set aside fraudulent transfers and conveyances.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1999—An act to amend Section 1147 of the Probate Code, relating to public administrators.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2031—An act to repeal Section 24755 of, and to add Sections 24749 and 27455 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 46, of the printed bill, as amended in Assembly May 13, 1959, strike out "retailers", and insert "retailer's".

Amendment No. 2

On page 2, line 47, strike out "price", and insert "tax-paid cost of acquisition".

Amendment No. 3

On page 2, lines 47 and 48, strike out "such costs", and insert "the minimum retail price per case to consumers".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2134—An act to repeal Sections 69894, 69898, 69899, 69899.5, 69899.6, 69905, 70050 and 70140 of the Government Code, to repeal Section 1744 of the Code of Civil Procedure, to amend Sections 69892.1, 69901 and 70043 of the Government Code, to amend Sections 575 and 5026 of the Welfare and Institutions Code, and to add Sections 69894.1, 69894.2, 69894.3 and 69894.4 to, the Government Code, relating to officers and employees of the superior court in counties of over 2,000,000 population.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 3 of the printed bill, as amended in Assembly May 12, 1959, in line 4, strike out "75 percent"; and strike out all of lines 5 and 6, and insert (so that "55" is in lefthand column under "Schedule number" and "56" is in righthand column):

"55 56".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2338—An act to amend Section 70141.5 of the Government Code, relating to superior court commissioners.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 70141.8 to,".

Amendment No. 2

On page 1, line 4, strike out "281,000", and insert "291,000".

Amendment No. 3

On page 1, line 14, strike out "any commis-"; strike out lines 15 to 21, inclusive; and in line 22, strike out "case such", and insert "Such".

Amendment No. 4

On page 1, after line 23, insert

"SEC. 2. Section 70141.8 is added to said code, to read:

70141.8. In any county with a population exceeding 290,000 and not exceeding 291,000, as determined by the 1950 Federal Census, the superior court may provide that the commissioner in addition to the duties prescribed in Section 259 of the Code of Civil Procedure, shall perform the duties prescribed by Section 259a of the Code of Civil Procedure and in addition thereto the duties of a probate commissioner appointed pursuant to Section 69897 of this code. Any commissioner authorized to perform such duties shall receive an annual salary of twelve thousand dollars ($12,000)."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Request for Unanimous Consent

At 3.40 p.m., Senator Williams asked for, and was granted, unanimous consent to have the record show that he was excused to attend an Assembly meeting of the Ways and Means Committee.

THIRD READING OF SENATE BILLS

Senate Bill No. 1148—An act to add Section 1506.7 to the Welfare and Institutions Code, relating to aid to needy children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Farr, Fisher, Grunsky, Hollister, McAteer, Miller, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—27.

NOES—Senators Donnelly and Holmdahl—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1159—An act to amend Section 1500 of the Welfare and Institutions Code, relating to needy children.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 1159 be passed on file and retain its place.

Motion carried.

Senate Bill No. 1150—An act to add Section 1550.1 to the Welfare and Institutions Code, relating to needy children.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 1150 be passed on file and retain its place.

Motion carried.

Senate Bill No. 985—An act to add Chapter 2.5 (commencing at Section 1440) to Division 2 of the Health and Safety Code, to repeal Sections 200, 201, 202, 203, 203.5, 203.6, 203.7, 203.8, 203.9, 204, 204.5, 206, and 206.5, of the Welfare and Institutions Code, to amend Section

2500 of the Welfare and Institutions Code, and to add Section 202 to the Welfare and Institutions Code, relating to county medical facilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 798—An act to amend Section 3606 of the Public Resources Code, relating to oil and gas wells.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 66—Relative to appropriation of water in Mono and Inyo Counties.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—25.

NOES—None.

Resolution ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 794—An act to amend Sections 538 and 690.11 of the Code of Civil Procedure, relating to exemptions from attachment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Farr, Gibson, Grunsky, Hollister, Holmdahl, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1373—An act to add Section 25658.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Montgomery Murdy, Rattigan, Richards, Rodda, Shaw, Short, Stiern, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1193—An act to amend Sections 2110, 2150, and 2152 of the Streets and Highways Code, relating to county roads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Farr, Gibson, Hollister, Holmdahl, McAteer, Montgomery, Murdy, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—24.
NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1286—An act to add Section 95 to the Streets and Highways Code, relating to snow removal.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1147—An act to amend Section 20831 of, and to add Section 20831.2 to, the Government Code, relating to State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Erhart, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1195—An act to amend Section 7901 of the Public Utilities Code, relating to telegraph or telephone corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Erhart, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—23.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article XXVI thereof, relating to the use of revenues obtained from motor vehicle fuel taxes and motor vehicle registration and license fees.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Shaw, Short, Slattery, Teale, Thompson, and Williams—30.
NOES—None.

Resolution ordered transmitted to the Assembly.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to have Rule No. 55 of the Standing Rules of the Senate suspended for the purpose of allowing Mr. Harvey O. Banks, Director of Water Resources, and his assistant, upon the floor of the Senate during the consideration of Senate Bill No. 1106.

CONSIDERATION OF SPECIAL ORDER

The hour of 4 p.m. having arrived, Senate Bill No. 1106 was taken up.

Senate Bill No. 1106—An act to add Chapter 8 (commencing with Section 12930) to Part 6 of Division 6 of the Water Code, relating to provision for the development of the water resources of the State by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1960.

Bill read third time.

Motion to Amend

Senator Christensen moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Senate May 26, 1959, strike out "if any", and insert "including, but not restricted to, flood control,".

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Miller moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 2, line 20, of the printed bill, as amended in Senate May 26, 1959, strike out "Project.", and insert "Project, as said provisions may now or hereafter be amended. For the purposes of this chapter the Sacramento-San Joaquin Delta shall be deemed to be within the watershed of the Sacramento River."

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Teale moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 3, line 25, of the printed bill, as amended in Senate May 26, 1959, after "Clara;", insert "a reservoir near Los Banos in Merced County;".

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Teale moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 3, line 26, of the printed bill, as amended in Senate May 26, 1959, strike out "San Luis Reservoir", and insert "a reservoir".

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Miller moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 3, line 33, of the printed bill, as amended in Senate May 26, 1959, after "Lake", insert "and a capacity of not less than 10,000 cubic feet per second at all points north of the initial offstream storage reservoir;".

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Teale moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 7, lines 1 to 3, inclusive, of the printed bill, as amended in Senate May 26, 1959, strike out "but not to exceed two hundred fifty million dollars ($250,000,000) in the aggregate."

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Christensen moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 7, line 3, of the printed bill, as amended in Senate May 26, 1959, strike out "may", and insert "shall".

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Christensen moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 7, line 6, of the printed bill, as amended in Senate May 26, 1959, strike out "if any", and insert "including, but not restricted to, flood control,".

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Arnold moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 7, line 8, of the printed bill, as amended in Senate May 26, 1959, after "Delta", insert "from multiple purpose dams, reservoirs, aqueducts and appurtenant works in the watersheds of the Sacramento, Eel, Trinity, Mad, Van Duzen and Klamath Rivers".

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Regan moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 7, line 11, of the printed bill, as amended in Senate May 26, 1959, following "chapter.", insert "Such additional facilities for local needs shall include those necessary to conserve or develop water which is tributary to the stream upon which any of the facilities of the State Water Resources Development System are constructed and it shall be the duty of the department to diligently plan such full development and submit plans and reports thereon to the Legislature."

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Arnold moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 7, of the printed bill, as amended in Senate May 26, 1959, strike out lines 20, 21, and 22, and insert "fiscal year."

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Teale moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 8, line 21, of the printed bill, as amended in Senate May 26, 1959, after "16754", insert "of the Government Code".

Amendment read, and adopted.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Christensen moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 8 of the printed bill, as amended in Senate May 26, 1959, between lines 22 and 23, insert

"12943. If any provision of this chapter or the application thereof to any person or circumstances is held invalid, the entire chapter shall be invalid and of no further force and effect."

Amendment read.

Motion to Lay on Table

Senator Burns moved that the above amendment to Senate Bill No. 1106, offered by Senator Christensen, be laid on the table.

Roll Call Demanded

Senators Miller, Teale, and Christensen demanded a roll call.

The roll was called, and the motion to lay on the table carried by the following vote:

AYES—Senators Beard, Burns, Byrne, Cobey, Dilworth, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Murdy, Rattigan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—19.

NOES—Senators Arnold, Berry, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Grunsky, McAteer, Miller, Montgomery, O'Sullivan, Regan, Short, Slattery, and Teale—17.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 5, line 43, strike out "may", and insert "shall".

Amendment read.

Motion to Lay on Table

Senator Burns moved that the above amendment to Senate Bill No 1106, offered by Senator Dolwig, be laid on the table.

Roll Call Demanded

Senators Arnold, Miller, and Teale demanded a roll call.

The roll was called, and the motion to lay on the table was carried by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Cobey, Coombs, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, McCarthy, Rattigan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—20.

NOES—Senators Arnold, Berry, Cameron, Christensen, Collier, Dilworth, Dolwig, Gibson, Grunsky, McAteer, Miller, Montgomery, O'Sullivan, Regan, Short, Slattery, and Teale—17.

Further Amendment to Senate Bill No. 1106
Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 8 of the printed bill, as amended in Senate May 26, 1959, between lines 22 and 23, insert

"12943. The department shall undertake the integrated construction, management and operation of all water production and distribution works of the State Water Resources Development System. No contract for the sale, delivery or use of water made available by such works shall give a right to water from any particular source or facility and each contract shall provide for substitution of water of substantially the same quality and quantity and at the same price. The price of water under any such contract shall be based upon a fair proportionate share of the capital costs of the State Water Resources Development System and the costs of operation and maintenance thereof, except that the department shall make available for agricultural use not less than 50 percent of the water available for delivery under contract, at a price determined by the department as being within the ability of agricultural users to pay.

12944. Among the functions to be provided by the State Water Resources Development System shall be the provision of salinity control and an adequate water supply for the users of water in the Sacramento-San Joaquin Delta. Said functions shall be performed, to the fullest extent possible, in co-ordination with the activities of the United States in the operation of the Federal Central Valley Project with respect to salinity control. If it is determined to be in the public interest to provide a substitute water supply to the users in said Delta in lieu of that which would be provided as a result of salinity control no added financial burden shall be placed upon said Delta water users solely by virtue of such substitution. Delivery of said substitute water supply shall be subject to the provisions of Section 10505 and Section 11460 to 11463, inclusive, of this code.

12945. It is hereby declared to be the policy of the State that no person, corporation or public or private agency or the State or the United States should divert water from the channels of the Sacramento-San Joaquin Delta to which the users within said Delta are entitled.

12946. In determining the availability of water for export from the Sacramento-San Joaquin Delta, no water shall be exported which is necessary to meet the requirements of Sections 12944 and 12945.

12947. It is the policy of the State that the operation and management of releases from storage into the Sacramento-San Joaquin Delta of water for use outside the area in which such water originates shall be integrated to the maximum extent possible in order to permit the fulfillment of the objectives of this part.

12948. (a) Permits and licenses for use of water outside the area in which it originates, which water flows into the Sacramento-San Joaquin Delta, shall provide for integrated operation and management of releases from storage of water for exportation to the extent necessary to insure a water supply adequate in quantity and quality in the Sacramento-San Joaquin Delta.

(b) Permits and licenses for the diversion of water from the Sacramento-San Joaquin Delta shall be conditioned upon the permittee or licensee taking all necessary precautions to protect the supply of water for the Delta lands and water users both as to quality and quantity, or in lieu thereof, supplying a substitute supply equal in quality and quantity."

Amendment read.

Motion to Lay on Table

Senator Burns moved that the amendment to Senate Bill No. 1106, offered by Senator Miller, be laid on the table.

Roll Call Demanded

Senators Christensen, Arnold, and Miller demanded a roll call.

The roll was called, and the motion to lay on the table was lost by the following vote:

AYES—Senators Beard, Burns, Byrne, Cobey, Dilworth, Erhart, Fisher, Hollister, Murdy, Richards, Rodda, Shaw, Stiern, and Williams—14.

NOES—Senators Arnold, Berry, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Short, Slattery, and Teale—22.

Further Consideration of the Amendment Offered by Senator Miller

The President put the question:

The question being on the adoption of the amendment offered by Senator Miller to Senate Bill No. 1106.

Roll Call Demanded

Senators Short, Teale, and Miller demanded a roll call.

The roll was called, and the amendment to Senate Bill No. 1106, offered by Senator Miller, was refused adoption by the following vote:

AYES—Senators Arnold, Berry, Brown, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Gibson, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Regan, Short, and Teale—18.

NOES—Senators Beard, Burns, Byrne, Cobey, Dilworth, Erhart, Farr, Fisher, Grunsky, Hollister, McCarthy, Murdy, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—20.

Senator McCarthy Presiding

At 6:30 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Further Amendment to Senate Bill No. 1106

Motion to Amend

Senator Teale moved the adoption of the following amendment to Senate Bill No. 1106:

Amendment No. 1

On page 6, lines 51 and 52, of the printed bill, as amended in Senate May 26, 1959, strike out "construction of the State Water Facilities", and insert "any lawful purpose".

Amendment read.

Roll Call Demanded

Senators Miller, Regan, and Teale demanded a roll call.

The roll was called, and the amendment offered by Senator Teale to Senate Bill No. 1106 was refused adoption by the following vote:

AYES—Senators Arnold, Berry, Brown, Christensen, Collier, Dolwig, Donnelly, McAteer, Miller, Montgomery, O'Sullivan, Regan, and Teale—13.

NOES—Senators Beard, Burns, Byrne, Cobey, Coombs, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McCarthy, Murdy, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—22.

Senate Bill No. 1106 ordered printed and engrossed.

Motion to Print With a Rush Order

Senator Burns moved that Senate Bill No. 1106 be sent to print with a rush order.

Motion carried.

MOTION TO SET SPECIAL ORDER

Senator Burns moved that Senate Bill No. 1106 be made a special order of business for Friday, May 29, 1959, at 11 a.m.

Motion carried.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 103 —An act to add Chapter 7.5 (commencing with Section 8201) to Part 2 of, and to add Part 2.5 (commencing with Section 8298.01) to, Division 9 of the Streets and Highways Code, relating to grade crossings.

Motion to Re-refer Senate Bill No. 103

Senator Burns moved that Senate Bill No. 103 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 422—An act to amend Sections 6549, 6550.5, 6566, 6625, 6627.5, 6627.6, and 6630 of, and add Section 6549.1 to, the Business and Professions Code, relating to the practice of barbering.

Motion to Re-refer Senate Bill No. 422

Senator Burns moved that Senate Bill No. 422 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1078—An act making funds available for surveys and studies of an additional San Francisco Bay crossing.

Motion to Re-refer Senate Bill No. 1078

Senator Burns moved that Senate Bill No. 1078 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1300 —An act to add Section 149 to the Streets and Highways Code, relating to telephones on freeways.

Motion to Re-refer Senate Bill No. 1300

Senator Burns moved that Senate Bill No. 1300 be re-referred to Committee on Finance.

Motion carried.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 468—An act to add Sections 35717, 35718, 35719, 35720, and 35721 to the Vehicle Code as enacted by the Legislature at

the 1959 Regular Session, relating to the restricting of highways by counties.

Motion to Re-refer Assembly Bill No. 468

Senator Burns moved that Assembly Bill No. 468 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 950—An act to add Section 542 to the Streets and Highways Code, relating to state highways, declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Assembly Bill No. 950

Senator Burns moved that Assembly Bill No. 950 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 1382—An act to add Section 152.5 to the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Motion to Re-refer Senate Bill No. 1382

Senator Burns moved that Senate Bill No. 1382 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1676—An act to amend Sections 675, 11802 and 11803 of the Vehicle Code as enacted by the Legislature in its 1959 Regular Session, relating to the power to refuse to renew the license of vehicle salesmen and to issue probationary and temporary licenses to such vehicle salesmen and to provide for written demand for hearing.

Motion to Re-refer Assembly Bill No. 1676

Senator Burns moved that Assembly Bill No. 1676 be re-referred to Committee on Finance.

Motion carried.

RECESS

At 6.58 p.m., on motion of Senator Burns, the Senate recessed until 8.30 p.m.

REASSEMBLED

At 8.30 p.m., the Senate reconvened.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

CALL OF THE SENATE

Senator Coombs moved a call of the Senate.

Motion carried.

Time, 8.31 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Collier moved that Senate Constitutional Amendment No. 31 be taken from the inactive file and placed on the second reading file.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Burns:

Senate Resolution No. 138

Relative to limiting speeches

Resolved, That all opening speeches shall be limited to 10 minutes, and all other speeches shall be limited to seven minutes, except that closing speeches will be limited to five minutes and that this rule be enforced by the President, and that no Senator be allowed to yield his time to another.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read the first time:

Senate Concurrent Resolution No. 83: By Senator Coombs—Approving a certain amendment to the charter of the City of Napa, a municipal corporation in the County of Napa, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held therein on the fourth day of May, 1959.

Without reference to committee.

Senate Concurrent Resolution No. 84: By Senator Rodda—Relative to approving amendments to the charter of the City of Sacramento, County of Sacramento, State of California, ratified by the qualified electors of the city at an election held therein on the nineteenth day of May, 1959.

Without reference to committee.

Senate Concurrent Resolution No. 85: By Senator Thompson—Relative to the expenses of the legislator members of the Fairs Classification Committee.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1154—An act to add Section 1506.6 to the Welfare and Institutions Code, relating to aid to needy children.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate May 21, 1959, after the first "or", insert "who, knowing he is not entitled thereto,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XXVI thereof a new section to be numbered 5, relating to the issuance of bonds for highway purposes.

Resolution read.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, between lines 16 and 17, insert

"No such bonds shall be issued or sold, however, unless approved by a majority vote of the voters voting at an election called by the agency proposing to issue and sell such bonds."

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1028—An act to amend Sections 7376 and 7381 of, to add Section 7396.7 to, and to repeal Section 7439 of, the Business and Professions Code, relating to the practice of cosmetology.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in Senate April 29, 1959, strike out "prior to", and insert "within 15 days after".

Amendment No. 2

On page 2, line 17, after "7351.", insert "The school shall dismiss any student who fails to produce such proof within the required time and shall refund all payments made by such student.

The board shall not count, for the purpose of computing the practical training required to be obtained in a school by paragraph (1) of subdivision (d) of Section 7332, paragraph 1 of subdivision (d) of Section 7342, and paragraph (1) of subdivision (d) of Section 7351, any time accumulated by a student dismissed pursuant to this section."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1589—An act to add Section 665.5 to the Elections Code, relating to election procedure.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate May 19, 1959, strike out "to".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 60—An act to convey certain tide and submerged lands to the County of Sonoma, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof, and to repeal Chapter 1406 of the Statutes of 1951.

Bill read third time.

Motion to Amend

Senator Rattigan moved the adoption of the following amendment:

Amendment No. 1

On page 3, between lines 17 and 18, of the printed bill, as amended in Senate April 23, 1959, insert

"(h) Within 10 years from the effective date of this act said county may present to the State Lands Commission a plan for the improvement and development of said lands. If the commission determines that the plan and the improvements contemplated therein would, if completed, constitute substantial improvement within the meaning of subdivision (g) of this section, it shall conditionally approve the plan. Completion of the improvements thus conditionally approved, if completed within 10 years of the effective date of this act, and a determination of such completion by the commission, shall constitute a conclusive determination that said lands have been "substantially improved" within the meaning of subdivision (g), and, upon such determination by the commission, subdivision (g) and the conditions expressed therein shall be of no force or effect. Such improvements must be completed within the 10-year period, but such determination of their completion by the commission may be made after the 10-year period has elapsed.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1138—An act to amend Section 537.5 of the Code of Civil Procedure, relating to attachments.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, after line 15, insert

"The request by plaintiff that the fact of filing of a complaint or issuance of an attachment not be made public may take the form of a notation to that effect, made by rubber stamp or other suitable means, at the top of the first page of the complaint filed with the clerk."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2237—An act to amend Sections 321 and 323 of the Agricultural Code, relating to foreign cold storage meat.

Bill read third time.

Motion to Amend

Senator Byrne moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate May 19, 1959, after line 10, insert

"SEC. 3. This act shall become operative July 1, 1960."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Senator McCarthy Presiding

At 8.55 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 34—Relative to the issuance of warning citations by the California Highway Patrol.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Stiern, and Williams—22.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 56—Relative to the erection of directional signs to Mission San Antonio De Pala.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, McAteer, McCarthy, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 57—Relative to public transportation planning and development.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—23.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 60—Relative to a study of farm vehicle registration problems.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—23.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 21—Relating to the construction of roads by federal agencies.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Holmdahl, McAteer, McCarthy, Montgomery, Murdy,

Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—25.
NOES—None.

Resolution ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Senate Joint Resolution No. 20—Relative to memorializing Congress to enact legislation prohibiting subliminal radio and television messages.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Holmdahl, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—27.
NOES—Senators Byrne, McCarthy, and Murdy—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1352—An act to amend Sections 7306, 7352, 7401, 7402, 7403, 7407, 7451, 7656, 7727, 8102, and 8252 of, to repeal Section 7405 of, and to add Sections 7506.5 and 8255 to, the Revenue and Taxation Code, relating to the motor vehicle fuel license tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 729—An act to amend Section 30608 of the Streets and Highways Code, relating to toll highway crossings of San Francisco Bay.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1258—An act to amend Section 226 of the Public Utilities Code, relating to passenger stage corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1164—An act to add Section 17200 to Article 2 of Chapter 1 of Division 14 of the Education Code as enacted at the 1959 Regular Session, relating to school district accounting procedures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 3—An act to add Section 674.5 to the Code of Civil Procedure, relating to judgment liens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—Senators Cameron and Richards—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 421—An act to add Section 6539 to the Business and Professions Code, relating to the practice of barbering.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Richards, Shaw, Stiern, Teale, Thompson, and Williams—25.

NOES—Senators Cameron, Miller, Rattigan, and Slattery—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1100—An act to add Section 5295 to the Business and Professions Code, relating to subliminal radio and television messages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—28.

NOES—Senators Byrne, McCarthy, and Murdy—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1266—An act to amend Section 4012 of the Public Resources Code, relating to the procedure of releasing arrested persons on their promise to appear before a magistrate.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister,

McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Robbins, Shaw, Slattery, Stern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1281—An act to amend Section 11260 of the Water Code, relating to the Feather River Project.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Robbins, Shaw, Slattery, Stern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 815—An act to add Sections 4209 and 4210 to the Government Code, relating to stop notices and bonds of contractors for public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Robbins, Slattery, Stern, Teale, Thompson, and Williams—30.
NOES—Senators Cameron and Shaw—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1263—An act to amend Section 4167 of the Public Resources Code, relating to use of equipment without approved spark arresters.

Bill read third time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in the Senate May 25, 1959, strike out "installed in", and insert "as a part of".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

President pro Tempore of the Senate Presiding

At 10:29 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 1055—An act to add Section 1885 to the Code of Civil Procedure, relating to interpreters for deaf parties in civil and criminal actions and proceedings, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister,

Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, and Williams—33.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1229—An act to amend Section 6535 of the Business and Professions Code, relating to the practice of barbering.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Fisher, Gibson, Hollister, Holmdahl, Richards, Rodda, Shaw, Stiern, and Thompson—9.
NOES—Senators Arnold, Berry, Burns, Byrne, Cameron, Coombs, Dolwig, Donnelly, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Slattery, Teale, and Williams—18.

Senate Bill No. 1255—An act to add Section 11612.5 to the Business and Professions Code, relating to subdivision maps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1325—An act to add Section 11618 to the Business and Professions Code, relating to subdivision maps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1386—An act to add Section 5295 to the Business and Professions Code, reating to subliminal radio and television messages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—Senator McCarthy—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1484—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved by electors November 7, 1922, by amending Section 1 thereof, relating to practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 128—An act to amend Section 12501 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the licensing of operators of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, and Rodda—23.

NOES—Senators Berry, Burns, Richards, Shaw, Slattery, Teale, and Williams—7.

Motion to Reconsider

Senator Beard moved to reconsider the vote whereby Senate Bill No. 128 was passed.

Postponement of Reconsideration

On motion of Senator Beard, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 128 was passed, was continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 2132—An act to amend Sections 8571 and 8701 of, and to add Sections 8571.5 and 8701.5 to the Elections Code, relating to election contests, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Beard.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 10.55 p.m., on motion of Senator Beard, further proceedings under the call of the Senate were dispensed with.

Senator Miller Presiding

At 11.56 p.m., Senator George Miller of the Seventeenth Senatorial District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSENT CALENDAR OF SENATE BILLS (RESUMED)

Senate Bill No. 424—An act to amend Sections 1220 and 3440 of the Civil Code, relating to standing timber or timber rights.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan Richards Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1184—An act to add Section 30700.5 to the Water Code, relating to county water districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1310—An act to add Section 51362.5 to the Water Code, relating to reclamation district operation and maintenance assessments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan,

Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 511—An act to add Section 14311.5 to the Government Code, relating to the State Contract Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1227—An act to amend Sections 15007, 19577, and 19632 of, and to add Section 19559.5 to, the Education Code as enacted at the 1959 Regular Session, and to amend Section 11544 of the Business and Professions Code, relating to the management and disposition of school district properties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1220—An act to amend Sections 189 and 190 of the Streets and Highways Code, relating to separations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 486—An act to amend the heading of Part 10 (commencing with Section 15750) of Division 3 of Title 2 of, to amend Sections 16407, 16408, and 16409 of, and to repeal Sections 15750, 15751, 15772, 15794, 15795, 15796, 15797, 15798, 16407.1, 16407.2, and 16407.4 of, the Government Code, relating to the construction of state buildings.

Objection Raised

Senator Gibson objected to Senate Bill No. 486 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Senate Bill No. 486 to second reading file.

Senate Bill No. 1283—An act to amend Section 17462 of the Health and Safety Code, relating to the State Housing Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1379—An act to add Section 16906 to the Business and Professions Code, relating to fair trade contracts.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "16906", and insert "16907".

Amendment No. 2

On page 1, line 1, strike out "16906", and insert "16907".

Amendment No. 3

On page 1, line 3, strike out "16906", and insert "16907".

Amendments read, and adopted.

Bill ordered printed, and to second reading.

CONSENT CALENDAR OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 567—An act to amend Sections 12164, 12203, and 12204 of the Government Code, relating to duties and fees of the Secretary of State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 33—Relative to the international outfall sewer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 94—An act to amend Section 4231 of, and to add Section 4243.5 to, the Agricultural Code, relating to milk.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 499—An act to add Section 5006.2 to the Public Resources Code, relating to state parks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 647—An act to amend Section 11200 of, and to add Article 9.9 (commencing at Section 11276) to, and amend and renumber the title of Article 9.6 (commencing at Section 11270) of, Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Objection Raised

Senator Richards objected to Assembly Bill No. 647 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 647 to second reading file.

Assembly Bill No. 2313—An act to amend Section 1902 of the Public Utilities Code, relating to the Public Utilities Commission.

Bill read third time.

The roll was called, and the bill passed by the folowing vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2314—An act to amend Section 816.5 of the Public Utilities Code, relating to public utilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky,

Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

ADJOURNMENT

At 11 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10:30 a.m., Friday, May 29, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-SEVENTH LEGISLATIVE DAY

ONE HUNDRED FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Friday, May 29, 1959

The Senate met at 10.30 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O Thou, Father of us all, teach us that if this Nation is to fulfill its destiny, we must learn to live together in mutual understanding and respect, for we are everybody and we come from everywhere. Give us of Thy grace, that we may be willing to grant to every person and every group of persons all the rights, dignities, and privileges we want for ourselves and thus "crown our good with brotherhood from sea to shining sea."—AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Johnson, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Enid Curd and Mrs. Violet Dean of Sacramento.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mitchell, Mr. Broaddus, and the following students of Redwood Valley School: Lauren Annis, Paul Cloud, Gary Gleason, Jon Hudson, Sherman Lange, Danny Nelson, Ronald Norman, Michael Pace, Jerry Thies,

Robert White, Betty Brackett, Joan Dorsey, Elizabeth Hansen, Linda Harder, Judy Heth, Beverly Hightower, Kathy Lee, Sandra Miller, Judy Pettigrew, Darlene Pontes, Marie Ricetti, Charlotte Tatum, Ann Thiel, Henry Beckwith, Walter Borgna, Michael Brooks, Michael Daugherty, Dale Keys, David Miller, Jerry Phillips, Phillip Puterbaugh, Robert Rumer, Dennis Severson, Richard Webb, Darryl Whiteaker, Donna Butler, Janet Chambers, Sharon Chase, Juana Garcia, Doris Green, Robin Montgomery, Vickie Oman, Eva Phelps, Merrilee Pilat, Edna Mae Riley, and Kathleen Williams.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William E. Short and children David and Susan, of Palo Alto.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Florence Boulton, teacher, Marla Fisher, teacher, Mrs. Harriet Richardson, Mrs. Nina Zahara, Mrs. Ferne Brasch, Mrs. Eva Mae Hatton, parents; and the following students of East Davis School: Sandra Baker, Steve Balukoff, Kathleen Blaylock, Harriet Brasch, Wesley Brummet, Danny Cecil, Louise Conner, Pamela Einmo, David Fulwiler, Louise Gale, Dorothy Gniatczynski, Darlene Hatton, Kerry Haight, Wanda Hawk, Robert Lee, Stephen Louie, Robert Lucero, Linda McNiel, Buddy Mills, Susan Paulukaitis, Carol Peterson, Pam Poffenberger, Joanne Rufert, Robert Sawyer, Alvin Schafer, Paulette Smallwood, Alan Swagerty, René Villanueva, Carlyn Williams, George Adams, Stephen Bieber, Carla Lynn Chandler, Steven Conley, Phyllis Draper, Patricia Elmore, John Goss, Clinton Graham, Gustav Haussler, Alex Hernandez, Janet Hughes, Suzanne Ice, Deborah Isenberg, Karen James, Thomas King, Darrell Moore, Linda Overson, Ella Redifer, Diane Richardson, Marie Rodgers, Judith Scott, Susan Swisher, Morris Turner, Susan Warnock, Teresa Wong, Patricia Young, Mary Jean Zahara, and Harold D. Pedroia.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Betty Gross, Rose R. Polli, and the following students of Peter Lassen Junior High School: Gary Andersen, Linda Austin, Gregory Babitz, Cynthia Bartosh, Cecile Buyle, Robert Crist, Dale Firth, Kay Gagle, Carol Jones, Carol Laundry, Susan Lee, Marjorie Lindon, Tom MacDonald, Diana Martin, Don Nelson, Richard Parker, Bonnie Percy, Dorothy Perry, Bob Phillips, David Powell, Virginia Schierling, Dale Sorenson, Tim Timberlake, Lucero Vasquesz, Shirley Wendt, Maureen White, Kenneth Arent, David Ayers, Joel Beem, Sue Bihl, George Crabbe, Sharon Cullison, Majorie Decker, Andy Delucia, Darlene Durkee, Dorothy Ejeleigh, Bonnie Facht, Dennis Gibb, Bill Haltom, Dolores Kearney, Jim Leggett, Bill Lombardo, Nadine Lucchesi, Sue Miller, Fred Nelson, Cecil Major, Leo Pohlman, Ronald Powell, Dennis Schmidt, David Shaw, Gerald Skrainar, Jon Wallis, Jo Ann Wolcott, Mike Wolfe, Diana Ybarra, Jackie Brashear, Jim Brown, Suzanne Card, Bob Cason, Ronald Chastain, Carol Cotter, Charles Davis, Judy Dieu, Lucy Grant, Linda Gray, Penny Haslett, Lynn Hathaway, Marsha Heinz, Mary Hendrix, Sharon Lamma, Larry Louie, Jimmy Lundsten, Kay Myers, Dave Navarro, Kenneth Poulsen, Charles Powell, John Saunders, Bill Shannon, Richard Spellman, David

Struve, Tamara Thomas, Bill Thornhill, Don Trost, Patricia Turk, Jean Weaver, Gladys Whitfield, Richard Yaffee, and Loni Bristow.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Samuel S. Gordon of San Diego.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jack Gibbons, Miss Ruth Cooper, and Mrs. H. A. Coggins of Berkeley.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Petiti, and the following students of Daniel Webster School: Harry Barrett, Philip Doerwald, Bernard Gonzales, Vaughn Keene, Michael Maatta, Charles McClain, Alan Miller, Calvin Tennyson, Willie Thomas, Herman Viera, Cliton Wrigley, Phyllis Armstrong, Roxie Blue, Emily Brown, Linda Brown, Jennifer Carcello, Carol DiLileo, Josephine Etheley, Deborah Griffin, Mary Heitz, Rosie Jacobs, Lucretia Jones, Janet Landucci, Sandra Lind, Karen Ohta, Harriet Paterson, Amelia Poulos, Bettye Ray, Jane Raymond, Mary Roberts, Gwendolyn Walker, Margaret Wilson, Maria Flores, Christine Darida, Terry Paterson, James Henry, Dolores Hill, Harry Kious, Louis Garcia, and Maxine Zack.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 143—An act to add Section 856 to the Fish and Game Code and to amend Section 817 of the Penal Code, relating to members of the Wildlife Protection Branch of the Department of Fish and Game;

Senate Bill No. 259—An act to amend Section 1226 of the Financial Code, relating to loan limits of commercial banks;

Senate Bill No. 376—An act to add Section 10607 to the Health and Safety Code, relating to access of newspapermen to vital statistics records;

Senate Bill No. 484—An act to amend Section 13943.5 of the Government Code, relating to the discharge of state agencies from accountability for collection of taxes, licenses, fees, or money owing to the State;

Senate Bill No. 563—An act to add Section 25509 to the Water Code, relating to assessment of land by irrigation districts;

Senate Bill No. 627—An act to amend Section 8950 of the Health and Safety Code, relating to public cemetery districts;

Senate Bill No. 714—An act to amend Section 14376 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the employment of retired teachers;

Senate Bill No. 730—An act to amend Section 593 of the Military and Veterans Code, relating to defense of criminal charges against members of the National Guard;

Senate Bill No. 775—An act to amend Sections 9505, 9512, 9533.5, 9540, 9540.51, 9541, 9542, 9550, and 9580 of, to amend and renumber Section 9505.1 of, and to add Sections 9505.1 and 9546 to, the Business and Professions Code, relating to cleaning, dyeing and pressing;

Senate Bill No. 884—An act to amend Section 112 of the Code of Civil Procedure, relating to jurisdiction of justice courts;

Senate Bill No. 891—An act to add Section 11.5 to the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), relating to the Santa Barbara Flood Control and Water Conservation District, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 900—An act to amend Section 1801 of the Military and Veterans Code, relating to fraudulent representations or solicitations;

Senate Bill No. 919—An act to add Section 5260.5 to the Welfare and Institutions Code, relating to support of persons committed to state homes;

Senate Bill No. 922 —An act to amend Section 305.1 of the Vehicle Code and to amend Section 13358 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to suspension and revocation of privilege of minor to operate motor vehicle;

Senate Bill No. 924—An act to add Section 1195.1 to the Military and Veterans Code, relating to election of officers in memorial districts;

Senate Bill No. 1127—An act to amend Section 1148.2 of the Agricultural Code, relating to labeling of nursery stock;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-ninth day of May, 1959, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1126
Senate Bill No. 1132
Senate Bill No. 1140
Senate Bill No. 1183
Senate Bill No. 1226
Senate Bill No. 1232
Senate Bill No. 1329
Senate Bill No. 1330
Senate Bill No. 1356
Senate Bill No. 1394
Senate Bill No. 1402
Senate Bill No. 1406
Senate Bill No. 1421
Senate Bill No. 1468

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1106

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 599
Senate Bill No. 605
Senate Bill No. 875
Senate Bill No. 1224
Senate Bill No. 1259
Senate Bill No. 1364
Senate Bill No. 1397
Senate Bill No. 1398
Senate Bill No. 1467
Senate Concurrent Resolution No. 75
Senate Concurrent Resolution No. 81

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1154
Senate Bill No. 1263
Senate Constitutional Amendment No. 24

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 944

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 83
Senate Concurrent Resolution No. 84

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1446

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 861

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 1053

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be re-referred to the Committee on Rules to be referred to an appropriate interim committee.

TEALE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 1136	Assembly Bill No. 684
Senate Bill No. 1168	Assembly Bill No. 1299
Senate Bill No. 1270	Assembly Bill No. 1554
Senate Bill No. 1305	Assembly Bill No. 1556
Senate Bill No. 1312	Assembly Bill No. 1741
Senate Bill No. 1395	Assembly Bill No. 1782
Senate Bill No. 1357	Assembly Bill No. 2033
Senate Bill No. 1435	Assembly Bill No. 2217
Senate Bill No. 1273	Assembly Bill No. 2278
Senate Bill No. 1403	Assembly Bill No. 1132
Senate Bill No. 1217	Assembly Bill No. 1640
Senate Bill No. 1219	Assembly Bill No. 2146
Senate Bill No. 1246	Assembly Bill No. 2230
Senate Bill No. 1388	Assembly Bill No. 2288
Senate Bill No. 1393	Assembly Bill No. 1228
Senate Bill No. 1404	Assembly Bill No. 1302
Senate Bill No. 1479	Assembly Bill No. 2114

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Assembly Bill No. 2115	Assembly Bill No. 1021
Assembly Bill No. 2116	Assembly Bill No. 1429
Assembly Bill No. 2179	Assembly Bill No. 1452

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 921	Senate Bill No. 1030
Senate Bill No. 931	Senate Bill No. 1280

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 622
Senate Bill No. 768
Senate Bill No. 882
Senate Bill No. 1131
Senate Bill No. 1269
Senate Bill No. 1271
Senate Bill No. 1274
Senate Bill No. 1280
Senate Bill No. 1303
Senate Bill No. 1324
Senate Bill No. 1306
Senate Bill No. 1345
Senate Bill No. 1368
Senate Bill No. 1375
Senate Bill No. 1376
Senate Bill No. 1437
Assembly Bill No. 1144
Assembly Bill No. 1743
Assembly Bill No. 1744
Assembly Bill No. 2010
Assembly Bill No. 2180
Assembly Bill No. 2244

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 1145
Senate Bill No. 1206
Senate Bill No. 1244
Senate Bill No. 1332
Senate Bill No. 1336
Senate Constitutional Amendment No. 25
Senate Bill No. 598
Senate Bill No. 1257
Assembly Bill No. 1642
Assembly Bill No. 1883
Assembly Bill No. 2067

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.
Above reported resolution ordered to third reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 328
Senate Bill No. 1271
Senate Bill No. 1272
Assembly Bill No. 642
Assembly Bill No. 1241
Assembly Bill No. 2065

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 749
Senate Bill No. 1347
Senate Bill No. 1358

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules to be referred to an appropriate interim committee.

TEALE, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Natural Resources

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 1268

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 1322

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for study.

BERRY, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Water Resources

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 650

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

WILLIAMS, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 2214

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Resolution No. 129

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, be adopted as amended, and be placed on the Consent Calendar.

BERRY, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Concurrent Resolution No. 128

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BERRY, Chairman

Above reported resolution ordered to second reading.

Committee on Education

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1063

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 1445
Assembly Bill No. 828

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

BERRY, Chairman

Above reported bills re-referred to Committee on Finance.

Committee on Water Resources

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 995

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 1428

Has had the same under consideration, and reports the same back with amendments with the recommendation: Re-refer to the Committee on Rules for assignment to an appropriate interim committee for study.

WILLIAMS, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Assembly Concurrent Resolution No. 101
Assembly Concurrent Resolution No. 104

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

WILLIAMS, Chairman

Above reported resolutions ordered to third reading.

Committee on Rules

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 135

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered to third reading.

Committee on Education

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 1488

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 548

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 618
Senate Bill No. 942

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 454
Senate Bill No. 1401

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 2280

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2280

Senator Gibson moved that Assembly Bill No. 2280 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2280—An act to amend Sections 1505, 1535.7, 1541, 1562, 1564, and 1571 of the Military and Veterans Code, relating to mutual aid for local disaster.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "1541," insert "1550.04,".

Amendment No. 2

On page 3, between lines 5 and 6, insert

"SEC. 3.5. Section 1550.04 of said code is amended to read:

1550.04. The qualifications of each stand-by officer shall be carefully investigated and a summary of the qualifications of each such officer shall be entered on the

minutes when he is appointed. Each prospective appointee to a post of stand-by officer shall be examined as to his qualifications under oath.

The legislative body may request the Director of the California Disaster Office to aid in the investigation of any prospective appointee in the manner provided in this section. No examination or investigation shall be made without the consent of the prospective appointee.

Consideration shall be given to places of residence and work, so that for each office for which stand-by officers are appointed there shall be the greatest probability of survivorship. *Stand-by officers may be residents or officers of a local agency other than that to which they are appointed as stand-by officers.*"

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Assembly Bill No. 1529
Assembly Bill No. 1243

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1529

Senator Teale moved that Assembly Bill No. 1529 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1529—An act to amend Section 70141.5 of, and to add Section 70141.7 to, the Government Code, relating to court commissioner of superior courts.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "290,000", and insert "291,000".

Amendment No. 2

On page 1, line 12, strike out "290,000", and insert "291,000".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 1243

Senator Teale moved that Assembly Bill No. 1243 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1243—An act to add Section 53292 to the Government Code, relating to firemen.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 13, 1959 after "53292 to", insert ", and to repeal Section 35005 of,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 27, insert

"SEC. 2. Section 35005 of said code is repealed.

[35005. Whenever a city which maintains a fire department consisting of paid firemen annexes territory which comprises all or part of a fire protection district, the city shall employ in its fire department such number of full-time paid firemen of the fire protection district available for such employment as may be needed to provide, together with the existing fire department of the city, fire protection service in the annexed territory equivalent to that furnished by the fire protection district. To be eligible for such employment, a fireman shall have had two or more years of service as a full-time fireman with the district territory of which has been annexed to the city and shall possess such physical qualifications as are comparable to those possessed by city firemen of like age. No such fireman shall be disqualified because he is older than the maximum age at which the commencement of employment is otherwise permitted, if he is not older than the age at which retirement from such employment is compulsory.]

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which were referred:

Senate Bill No. 802

Senate Constitutional Amendment No. 10

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 802

Senator Burns moved that Senate Bill No. 802 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 802—An act to add Part 5 (commencing at Section 35800) to Division 24 of the Health and Safety Code, relating to housing for elderly persons of low income, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 23, after line 40, of the printed bill, as amended in Senate April 13, 1959, insert

"SEC. 2. This act shall not become effective unless and until Senate Constitutional Amendment No. 10 of the 1959 Regular Session of the Legislature is approved by the electors.

SEC. 3. Notwithstanding any provisions of this act to the contrary, no money shall be available for expenditure under this act until such money is appropriated for the purposes of this act by the adoption by the electors of Senate Constitutional Amendment No. 10 of the 1959 Regular Session of the Legislature."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 10

Senator Burns moved that Senate Constitutional Amendment No. 10 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XXXV thereto, relating to housing for elderly persons of low income and physically handicapped persons of low income.

Resolution read.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 3, between lines 3 and 4, of the printed measure, as amended in Senate March 26, 1959, insert

"SEC. 3. There is hereby appropriated from the funds and sources referred to in the Housing for the Elderly Law enacted at the 1959 Regular Session of the Legislature, the amounts of money designated therein for the purposes specified therein."

Amendment No. 2

On page 3, line 4, strike out "3", and insert "4".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 1334

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McCARTHY, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 1334

Senator O'Sullivan moved that Senate Bill No. 1334 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1334—An act to amend an initiative act entitled "An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent

herewith," approved by electors November 7, 1922, by amending Sections 4, 5, 7, and 10 thereof, and adding Sections 6.5 and 18.5 thereto, relating to the practice of chiropractic, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors pursuant to Section 1b of Article IV of the State Constitution.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 5, of the printed bill, as amended in Senate May 25, 1959, after "arts", insert "except exploratory surgery".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 53

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 53

Senator Teale moved that Assembly Bill No. 53 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 53—An act to amend Section 992 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school elections.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 24, 1959, strike out "amend Section 992 of", and insert "add Section 918 to".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 918 is added to the Education Code as enacted by the Legislature at its 1959 Regular Session, to read:

918. Nothing in this code shall be construed as prohibiting any member of the governing board of a school district or any administrative officer of a school district who does not have any teaching responsibilities from appearing at any time before a citizens group, which requests his appearance, to discuss the reasons why the governing board of the school district called an election to submit to the voters of the district a proposition for the issuance of bonds or for an increase in the maximum tax rate of the district and to answer questions put to him by any taxpayer concerning the cost of such proposals."

Amendment No. 3

On page 1, strike out lines 3 to 23, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1486

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 1486

Senator Williams moved that Senate Bill No. 1486 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1486—An act to add Division 1a (commencing at Section 25) and Sections 37, 38, and 71 to, and to amend Section 45 of, the Citrus Pest District Control Act (Chapter 89, Statutes of 1939), relating to the consolidation of districts.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 27, of the printed bill, as amended in Senate May 26, 1959, strike out line 27, and insert

"SEC. 4. Section 45 of said act is amended to read:

Sec. 45. The district shall have perpetual succession and may:

(a) Sue and be sued in all actions and proceedings in all courts and tribunals of competent jurisdiction;

(b) Adopt a seal and alter it at pleasure;

(c) Take by grant, purchase, gift, devise, lease or otherwise, and hold, use and enjoy, and leave, or otherwise dispose of, real and personal property of every kind and description within or without the district necessary to the full and convenient exercise of its powers;

(d) Cause taxes to be levied as herein provided, for the purpose of paying any obligation of the district, and to accomplish the purposes of the district in the manner herein provided;

(e) Make contracts, and employ except as otherwise provided herein, all persons, firms and corporations necessary to carry out the purposes and the powers of the district, and at such salary, wage or other compensation as the board of directors shall determine;

(f) Eradicate, remove or prevent the spread of any and all citrous pests;

(g) Enter into or upon any land included in the district for the purpose of inspecting and treating the citrous trees and fruit growing thereon;

(h) Perform any and all other acts *either within or outside the district* necessary or proper to fully and completely carry out the purposes for which the district was organized."

Amendment No. 2

On page 3, strike out lines 28 to 51, inclusive; and on page 4, strike out lines 1 to 3, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 886—An act to amend Sections 24404 and 25401 of the Revenue and Taxation Code, relating to the deductions of farmers' co-operatives for bank and corporation tax purposes.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 886?

Amendment No. 1

On page 2, line 5, of the printed bill, as amended in Senate April 10, 1959, after "amounts", insert ", whether or not derived from patronage,"

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 886 by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, and Williams—25.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 522—An act to amend Section 5785 and to add Section 5785.05 to the Public Resources Code, relating to recreation and park districts.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 522?

Amendment No. 1

In line 1 of the title of the printed bill, after "to", insert "amend Section 5785 and to".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 5785 of the Public Resources Code is amended to read:

5785. [Territory may be annexed to, or excluded from,] *Proceedings may be commenced looking toward annexation to or exclusion from* a district organized under this chapter in the manner provided in Article 8 (commencing at Section 58230 of the Government Code) of the District Organization Law upon petition signed by the same number of qualified petitioners required for signature on the petition for organization of the district under this chapter.

SEC. 2. Section 5785.05 is added to said code, to read:"

Amendment No. 3

On page 1, line 3, after "for", insert "the commencement of proceedings looking toward".

Amendment No. 4

On page 1, line 7, strike out "whether".

Amendment No. 5

On page 1, line 8, strike out "or not".

Amendment No. 6

On page 2, strike out lines 10 to 12, inclusive, and insert "governing body shall proceed in accordance with the following provisions of this article."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 522 by the following vote:

AYES—Senators Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Stiern, Teale, and Williams—25.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 746—An act to add Section 70045.1 to the Government Code, relating to superior court reporters of Trinity County.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 746?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "70045.4", and insert "70045.1".

Amendment No. 2

On page 1, line 1, strike out "70045.4", and insert "70045.1".

Amendment No. 3

On page 1, line 3, strike out "70045.4", and insert "70045.1".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 746 by the following vote:

AYES—Senators Arnold, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Grunsky, Holmdahl, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, and Williams—27.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 989—An act to amend Section 28111 of the Government Code, relating to compensation for public service in a county of the eleventh class.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 989?

Amendment No. 1

On page 2, line 13, of the printed bill, after "jury", insert "which are held within the county".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 989 by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Teale, Thompson, and Williams—30.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 993—An act to amend Section 25526 of the Government Code, relating to sale or lease of county real property.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 993?

Amendment No. 1

On page 1, lines 16 and 17, of the printed bill, as amended in Senate April 24, 1959, strike out "one thousand eight hundred dollars ($1,800)", and insert "two thousand dollars ($2,000)".

Amendment No. 2

On page 1, line 18, strike out "less than one year", and insert "one year or less".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 993 by the following vote:

AYES—Senators Arnold, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, and Teale—29.

Above bill ordered enrolled.

MOTIONS TO RECONSIDER

Senate Bill No. 128—An act to amend Section 12501 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the licensing of operators of vehicles.

MOTION TO RECONSIDER WAIVED

Senator Beard waived his motion to reconsider the vote whereby Senate Bill No. 128 was passed.

The President ordered Senate Bill No. 128 transmitted to the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 945—An act to amend Section 128 of, and to add Part 3 (commencing with Section 3501) to Division 1 of, the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time.

Motion to Re-refer Senate Bill No. 945

Senator Brown moved that Senate Bill No. 945 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1287—An act to add Article 6a (commencing with Section 1245), Chapter 2, Part 2, Division 1 to the Insurance Code, relating to issuance of pension contracts and the establishment and operation of special pension plan funds by life insurers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1477—An act to add Article 2.5 (commencing at Section 15380) to Chapter 2 of Division 11 of the Education Code as enacted at the 1959 Regular Session, relating to plans and specifications for the construction of school buildings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 4 of the title of the printed bill, after "buildings", insert ", and making an appropriation".

Amendment No. 2

On page 1, line 10, after "Education", insert "using plans that have been filed for approval".

Amendment No. 3

On page 2, after line 34, insert

"15386. The governing board of any school district submitting school building plans for approval, shall file with the Department of Education an ozalid type or reproducible type print of the plans, and one set of stencils from which the specifications for the plans may be reproduced, before approval for such plans may be given by the Department of Education.

15387. The governing board of any school district submitting plans to the Department of Education for approval shall permit such plans to be used for the purposes of this article (commencing at Section 15380).

15388. In the event the amount collected by the Department of Education for the use of duplicate plans by school districts under this article exceeds in any fiscal year the actual expenses incurred by the Department of Education in carrying out the provisions of this article the excess shall be returned to the school districts making payments for the use of plans during that fiscal year. The Department of Education shall certify to the Controller the names of school districts and amount of such excess payments and the Controller shall draw his warrant on the General Fund in favor of and in the amount certified for each school district.

SEC. 2. The sum of twenty thousand six hundred eighty-nine dollars ($20,689), or so much thereof as may be necessary, is hereby appropriated from the General Fund in the State Treasury to the State Department of Education for the purposes of carrying out the provisions of this act."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 709—An act to add Sections 1280.5 and 2627.5 to the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1 of the printed bill, strike out line 3, and insert

"1280.5. An unemployed individual who has received benefits under Part 2 of this division and whose disability terminates, may establish eligibility for unemployment compensation benefits under Part 1 of this division for the period immediately following the termination of his disability without serving the one-week waiting period required by Section 1253. The individual must meet all other eligibility requirements of this part.

If the individual's disability terminates no less than 24 hours prior to the end of the week, he may receive unemployment compensation benefits under this part for the number of days remaining in the week in which his disability terminated and for which he is otherwise eligible, in an amount equal to one-seventh of his weekly benefit for each of such days; provided, he files a claim for benefits within the time required to establish eligibility for unemployment compensation benefits for the week following the week in which his disability terminated. No such benefits paid for a part of a week shall be charged to an employer's reserve account."

Amendment No. 2

On page 1, strike out lines 4 to 23, inclusive.

Amendment No. 3

On page 2, strike out lines 1 to 4, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1327—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to delivery of surplus water into, and extractions thereof for exportation from, the Sacramento-San Joaquin Delta.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate May 22, 1959, strike out "excess".

Amendment No. 2

On page 2, line 6, strike out "further".

Amendment No. 3

On page 2, line 7, strike out "and continuing".

Amendment No. 4

On page 2, line 8, strike out "of adequate quality", and insert "sufficient".

Amendment No. 5

On page 2, line 11, strike out "supply".

Amendment No. 6

On page 2, strike out lines 16 to 48, inclusive, and insert

"12002. Among the functions to be provided by the State Water Resources Development System shall be the provision of salinity control and an adequate water supply for the users of water in the Sacramento-San Joaquin Delta. Said functions shall be performed, to the fullest extent possible, in coordination with the activities of the United States in the operation of the Federal Central Valley Project with respect to salinity control. If it is determined to be in the public interest to provide a substitute water supply to the users in said Delta in lieu of that which would be provided as a result of salinity control no added financial burden shall be placed upon said Delta water users solely by virtue of such substitution. Delivery of said substitute water supply shall be subject to the provisions of Section 10505 and Sections 11460 to 11463, inclusive, of this code.

12003. It is hereby declared to be the policy of the State that no person, corporation or public or private agency or the State or the United States should divert water from the channels of the Sacramento-San Joaquin Delta to which the users within said Delta are entitled.

Amendment No. 7

On page 2, line 50, strike out "should", and insert "shall".

Amendment No. 8

On page 2, strike out lines 51 and 52; and on page 3, strike out lines 1 to 7, inclusive, and insert "exported which is necessary to meet the requirements of Sections 12002 and 12003 of this chapter.

12005. It is the policy of the State that the operation and management of releases from storage into the Sacramento-San Joaquin Delta of water for use outside the area in which such water originates shall be integrated to the maximum extent possible in order to permit the fulfillment of the objectives of this part."

Amendment No. 9

On page 3, line 9, strike out "Definitions", and insert "The Delta".

Amendment No. 10

On page 3, line 20, after "follows", insert ", and as shown on the attached map prepared by the Department of Water Resources titled "Sacramento-San Joaquin Delta," dated May 26, 1959".

Amendment No. 11

On page 4, strike out lines 43 to 50, inclusive, and insert "mation District No. 17 to French Camp Slough; northerly along French Camp Turnpike to Center Street; north along Center Street to Weber Avenue; east along Weber Avenue to El Dorado Street; north along El Dorado Street to Harding Way; west along Harding Way to Pacific Avenue; north along Pacific Avenue to the Calaveras River; easterly along the left bank of the Calaveras River to a point approximately 1,600 feet west of the intersection of the Western Pacific Railroad and the left bank of said river; across the Calaveras River and then north 18° 26' 36" west a distance of approximately 2,870 feet; south 72° 50' west a distance of approximately 4,500 feet".

Amendment No. 12

On page 5, strike out line 33, and insert "Florin, 1953; and Stockton West, 1952."

Amendment No. 13

On page 5, strike out lines 34 to 52, inclusive; and on page 6, strike out lines 1 to 33, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 405—An act to add Section 486 to the Streets and Highways Code, relating to adoption of a state highway route.

Bill read second time.

Motion to Re-refer Senate Bill No. 405

Senator Brown moved that Senate Bill No. 405 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 651—An act to amend Section 388 of the Streets and Highways Code, relating to state highway routes.

Bill read second time.

Motion to Re-refer Senate Bill No. 651

Senator Brown moved that Senate Bill No. 651 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1408—An act to add Section 2813 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to inspections of commercial vehicles.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 403—An act to add Article 4 (commencing with Section 11190) to Chapter 2 of Title 1 of Part 4 of the Penal Code, relating to disposition of prisoners, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 7, line 39, of the printed bill, as amended in Senate May 21, 1959, after "Authority.", insert "The Director of Corrections must first determine, on the basis of an inspection made by his direction or otherwise, that an institution of another state is a suitable place for confinement of prisoners committed to his

custody before entering into a contract permitting such confinement, and shall, at least annually, redetermine the suitability of such confinement."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Committee on Finance.

Senate Bill No. 576—An act to create the Golden Gate Authority, prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities, and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to repeal Sections 30001, 30755, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600) and 2 (commencing at Section 30651) of Chapter 2 of Division 17 of, and to add Sections 30001, 30001.5, 30001.7, 30750.5, 30757, 30758, 30759, 30760, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 401—An act making an appropriation for the acquisition of additional beach and park lands, and providing for the transfer of money to the State Beach and Park Fund.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 777—An act to require the sale of certain lands now in the possession and control of the San Francisco Port Authority.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1369—An act authorizing the Director of Finance to sell property belonging to the State in Fresno County, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

In line 2 of the title of the printed bill, after the comma, insert "authorizing the Director of Finance to acquire real property for the Fresno State College, and making an appropriation therefor,".

Amendment No. 2

On page 1, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. The Director of Finance is hereby authorized to sell, exchange, or otherwise dispose of, for value, and upon such terms and conditions and with such reservations and exceptions, as in his opinion may be for the best interest of the State, all or any part of the following real property:

That certain real property consisting of approximately 360 acres in the County of Fresno, known as the Hammer Field property.

The proceeds from such sale shall be deposited in the State Construction Program Fund."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 345—An act to add Section 1250a to the Code of Civil Procedure, relating to offers of purchase in eminent domain.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1360—An act to amend Section 869 of the Penal Code, relating to transcripts of testimony in homicide cases.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 6—An act to add Section 7408 to the Education Code, relating to school bond validation actions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1113—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1122—An act to add Chapter 10.5 (commencing with Section 27190) to Part 3 of Division 16 of, and to amend Section 27182 of, the Streets and Highways Code, relating to bridge and highway districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1363—An act to amend Section 870 of the Welfare and Institutions Code, relating to wards of the juvenile court.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1422—An act to amend Section 830 of the Corporations Code, relating to indemnity for litigation expenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 4, of the printed bill, strike out "by", and insert "any".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1379—An act to add Section 16906 to the Business and Professions Code, relating to fair trade contracts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 486—An act to amend the heading of Part 10 (commencing with Section 15750) of Division 3 of Title 2 of, to amend Sections 16407, 16408, and 16409 of, and to repeal Sections 15750, 15751, 15772, 15794, 15795, 15796, 15797, 15798, 16407.1, 16407.2, and 16407.4 of, the Government Code, relating to the construction of state buildings.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in Senate May 26, 1959, before the period, insert ", declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1, line 2, after "amended", insert "and renumbered".

Amendment No. 3

On page 1, line 4, strike out "10a", and insert "10.5".

Amendment No. 4

On page 2, after line 33, insert

"SEC. 7. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The accounts of the State are kept and reported on a fiscal-year basis. If a change in funding is made during the course of a fiscal year, it results in the expenditures being reported partially from one fund and partially from another. This destroys the continuity of recording for year-by-year comparisons. From an operating standpoint also, there is less work involved in making the transition if it can be done at the start of a fiscal year."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the first paragraph of subdivision (b) of Section 2 of Article IV thereof, relating to the compensation of Members of the Legislature.

Resolution read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 522—An act to add Section 651.1 to the Insurance Code, relating to insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly March 30, 1959, strike out line 1 of the title, and insert "An act to amend Section 1802.2 of the Civil Code, relating to".

Amendment No. 2

On page 1, strike out lines 1 to 9, inclusive, and insert

"SECTION 1. Section 1802.2 of the Civil Code is amended to read:

1802.2. "Services" means work, labor and services, for other than a commercial or business use, including services furnished in connection with the sale or repair of goods as defined in Section 1802.1 or furnished in connection with the repair of motor vehicles or in connection with the improvement of real property or the providing of insurance *other than by an admitted insurer*, but does not include the services of physicians or dentists, nor services for which the tariffs, rates, charges, costs or expenses, including in each instance the time sale price, is required by law to be filed with and approved by the Federal Government or any official, department, division, commission or agency of the United States."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 689—An act to amend Section 704 of the Insurance Code, relating to suspension of certificate of convenience of an insurer.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1537—An act to add Section 918 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to co-operative studies by school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1433—An act to amend Sections 19620, 19624, and 19629 of, and to repeal Sections 19621, 19622, 19622.5, 19622.7, 19623, 19624, 19625, 19626, 19627.3, and 19628 of, the Business and Professions Code, to amend Sections 88, 92.1, 92.5, 94, 94.5, and 94.6 of the Agricultural Code, to amend Section 25902 of the Government Code, and to repeal Section 25903 of the Government Code, relating to state revenues.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In the title of the printed bill, as amended in Assembly April 22, 1959, strike out lines 1 to 7, inclusive, and insert

"An act to amend Sections 92.7 and 92.8 of the Agricultural Code, to amend Sections 19624 and 19626 of the Business and Professions Code, and to amend Sections 19626, 19627, and 19630 of the Business and Professions Code as proposed by Assembly Bill No. 1755 of the 1959 Regular Session, relating to fairs and to the Fair and Exposition Fund."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 19, inclusive; strike out pages 2, 3, and 4; and on page 5, strike out lines 1 to 14, inclusive, and insert

"SECTION 1. Section 92.7 of the Agricultural Code is amended to read:

92.7. There is hereby created the Fairs *Allocation and* Classification Committee which shall consist of [the following:] *seven Members of the Senate and seven Members of the Assembly*.

[(a) The Director of Finance or a person nominated by him who shall be an employee of the Department of Finance, excluding employees in the Division of Fairs and Expositions of said department.]

[(b) The Chief of the Division of Fairs and Expositions or person nominated by him who is an employee of the said division.]

[(c) Seven members consisting of one member from each of the following areas:] *To the extent that it is feasible, appointments shall be so made that there is one Member of the Senate and one Member of the Assembly on the committee from each of the following areas:*

Area 1. Siskiyou, Modoc, Trinity, Shasta, Lassen, Tehama, Plumas, and Sierra Counties.

Area 2. Butte, Yuba, Sutter, Glenn, Colusa, Yolo, Sacramento, and Solano Counties.

Area 3. Del Norte, Humboldt, Mendocino, Lake, Sonoma, Napa, and Marin Counties.

Area 4. El Dorado, Amador, Calaveras, Tuolumne, Mariposa, Nevada, and Placer Counties.

Area 5. San Joaquin, Stanislaus, Merced, Madera, Fresno, Kings, Tulare, and Kern Counties.

Area 6. San Francisco, Contra Costa, Alameda, San Mateo, Santa Clara, Santa Cruz, San Benito, Monterey, and San Luis Obispo Counties.

Area 7. Santa Barbara, Ventura, Los Angeles, Orange, San Diego, Imperial, San Bernardino, Inyo, Mono, Alpine, and Riverside Counties.

The first meeting of the committee shall be at the call of that Member of the Senate on the committee who is senior in point of service in the Senate. If two or more Members of the Senate on the committee have equal seniority, the one whose

name would appear first if the surnames of such members were arranged in alphabetical order shall be deemed to be the senior. The committee shall, at its first meeting and thereafter from time to time, elect its chairman and vice chairman. The committee may meet at any time, whether or not the Legislature is in session, and shall continue in existence until otherwise provided by law.

The committee shall have authority to investigate, study, and analyse any or all facts and matters relating to the operation and financing of fairs which are subject to Section 92.6, and the effect and operation of the laws relating thereto. It shall annually review, in such detail as it deems proper, the statements of operations and the budget of each such fair and all allocations, apportionments, and appropriations of state money thereto, and may, from time to time, review the propriety of the classification of any or all such fairs.

The committee shall report to the Legislature at the commencement of each regular session and may report thereto at any time, including in such reports its recommendations, if any, as to necessary or desirable legislative action. The provisions of the Joint Rules of the Senate and Assembly, as they may exist from time to time, which relate to joint investigating committees shall apply to the committee created by this section.

[In each area and prior to November 15th of each even-numbered year the board of directors of each district agricultural association and the board of supervisors of each county in which a county fair is conducted shall appoint one person as its representative at the meetings hereinafter provided for and shall notify the Chief of the Division of Fairs and Expositions of the name and address of the person so appointed.]

[In January of each odd-numbered year the Chief of the Division of Fairs and Expositions shall fix a time and place of meeting in each area and shall notify the representatives appointed in said area of such time and place. The chief, or an employee of the division designated by him, shall preside at each such meeting. At the meeting, the representatives appointed in the area shall select one person who shall become a member of the Fairs Classification Committee and who shall serve as such until his successor is selected and qualifies.]

[(d) One Member of the Senate and one Member of the Assembly, appointed in accordance with the rules of the respective houses, shall meet with and participate in the affairs of said Fairs Classification Committee to the extent that such participation is not incompatible with their respective positions as Members of the Legislature. Said Senator and Member of the Assembly shall constitute a legislative investigating committee on the subject of agricultural fairs and shall have all the powers conferred upon such a committee by the Joint Rules of the Senate and the Assembly as said rules exist from time to time.]

[The members of the Fairs Classification Committee shall serve without compensation for their services as such members but may be reimbursed for their traveling expenses from any money available for the support of such committee.]

SEC. 2. Section 92.8 of said code is amended to read:

92.8. [The Fairs Classification Committee shall meet at least once in each year. It] *The Department of Finance* shall review the statements of operation filed by the several fairs pursuant to Section 92.6. It shall consider such reports, statistics and other information as to the conduct, operation, management of, and other matters relating to *all* fairs *which are subject to Section 92.6.* [for which an apportionment of state money is being sought.]

The [committee] *Department of Finance* shall, *from time to time,* classify such fairs. In making such classifications [the committee] *it* shall take into consideration all of the following:

(a) The type and class of agricultural, including livestock, industrial and natural resources exhibited and the amount of premiums paid in accordance with the approved premium list of such fair.

(b) Whether the fair is regional in nature, offers a special feature for agriculture, livestock or industry, or is a sectional fair limiting exhibits to the region in which the fair is held, and such other characteristics and factors as the [committee] *Department of Finance* deems necessary.

(c) The ratio of attendance at the fair to the population of the area served by it.

(d) The efficiency of management, including operational procedures, revenue from sources other than the State, quality of exhibits and community interest in such fair.

(e) The extent and nature of interim utilization of fair property as promoted by the fair management.

(f) The need of the fair for money from state sources.

[The committee shall submit a report to the Legislature and to the Director of Finance on or before the fifteenth of February of each year.]

SEC. 3. Section 19624 of the Business and Professions Code is amended to read:

19624. The first balance of the fund is hereby annually appropriated as follows:

(a) Five percent, *but not to exceed one hundred eighty thousand dollars ($180,000),* for payment to and use of those certain fruit fairs defined in Section 94 of the Agricultural Code, but not to district agricultural associations, district or county fairs, for the purpose of conducting and carrying on annually citrus fruit fairs and expositions to promote and encourage the citrus fruit industry of this State.

Of said 5 percent, one hundred fifty thousand dollars ($150,000) thereof is appropriated and allocated annually to those certain citrus fruit fairs and expositions defined in Section 94 of the Agricultural Code held in counties having a population in excess of 160,000 as shown by the last federal census, according to population, and if there be but one of such fairs held in counties having a population in excess of 160,000 then the whole of said one hundred fifty thousand dollars ($150,000) is appropriated and allocated to and for the use of such citrus fruit fair. The balance of said 5 percent is appropriated and allocated to the citrus fruit fairs defined in Section 94 of the Agricultural Code (if any there be), held in counties having a population of less than 160,000 and to those other citrus fruit fairs and expositions in such counties having a population of less than 160,000 which have been conducted and carried on annually for not less than 20 years by nonprofit associations or corporations for the purpose of promoting and encouraging the citrus fruit industry of California; each such citrus fruit fair held in counties having a population of less than 160,000 shall receive thirty thousand dollars ($30,000) each year [.] , *except that no appropriation shall be made under this subdivision to any citrus fruit fair or citrus fruit fair and exposition which did not receive such an appropriation prior to 1959.* [The balance of the 5 percent remaining after the foregoing appropriations and allocations shall revert to and become a part of said first balance of the fund.]

(b) Forty percent, *but not more than four million six hundred eighty thousand dollars ($4,680,000)*, for the encouragement of county, district, or combined county and district agricultural fairs (exclusive of the *California* State Fair *and Exposition*, the Los Angeles County Fair, *1-A District Agricultural Association*, the Sixth District Agricultural Association, *the 48th District Agricultural Association*, and citrus fruit fairs) to be apportioned by and expended under the supervision of the Department of Finance in the manner and for the purpose prescribed by Section 92 of the Agricultural Code and other applicable provisions of law, *including this subdivision.*

The Department of Finance shall apportion the money appropriated by this subdivision to the several eligible county, district, or combined county and district agricultural fairs on the basis of the need of each such fair for financial assistance from the State during the year for which the apportionment is to be made. No such fair shall receive such an apportionment in excess of such need as established by the department. In determining such need, the department shall take into consideration, as to each such fair, all relevant factors, including, but not limited to, the following:

(1) The approved budget of the fair.

(2) The statements of operations of the fair filed pursuant to Section 92.6 of the Agricultural Code.

(3) The amount of money available to the fair from its own resources or from sources other than the State.

(4) The propriety and amount of any reserve funds established, or sought to be established, by the fair.

(5) The maximum amount of revenue from all sources which might reasonably be expected to become available to the fair during such year, and the times within such year at which it will become available.

(6) The classification of the fair.

[but no] No such county, district or combined county and district agricultural fair shall receive *an apportionment of more* [a sum greater] than sixty-five thousand dollars ($65,000) [under Section 92 of the Agricultural Code] in any one year. *No such fair shall be eligible for an apportionment pursuant to this subdivision unless it has filed, for each year subsequent to 1958, a statement of its operations during such year as provided in Section 92.6 of the Agricultural Code, irrespective of whether or not an apportionment for any such year or years is sought or made; and all such fairs shall be deemed to be subject to said Section 92.6 for all purposes.*

If in any year the sum appropriated to county, district or combined county and district agricultural fairs under this section is less than two hundred twelve thousand one hundred seventy-two dollars and seventy-nine cents ($212,172.79), then during that year the apportionment to all fairs shall be made in the manner and upon the basis prescribed by Section 13 of Chapter 769 of the Statutes of 1933 and by Section 92 of the Agricultural Code.

SEC. 4. Section 19626 of said code is amended to read:

19626. The second balance of the fund is hereby appropriated for expenditure without regard to fiscal years [, as follows:]

[(a) Twenty-five percent (25%) for permanent improvements or minor construction and repairs at, or support of, or purchase of land for, the California Polytechnic School;

(b) Thirty-three percent (33%) for permanent improvements at, or support of, the University of California;

(c) The remainder,] in such amounts as may be approved by the State Public Works Board and allocated by the Director of Finance in his discretion, for permanent improvements for fair purposes upon the property of [the State or] any county [,] *or* district agricultural associtaion [, citrus fruit] fair *which is subject to*

the provisions of Section 92.6 of the Agricultural Code [and exposition as defined in Section 94 of the Agricultural Code, or other citrus fruit fair and exposition qualified to receive an allocation under subdivision (a) of Section 19624], or for the purchase of equipment for fair purposes *of such fairs*, or the acquisition or purchase of real property, including costs of appraisal and incidental costs, to be used as sites for such permanent improvements. *The total of all such allocations shall not exceed two million two hundred fifty thousand dollars ($2,250,000) in any one year.*

Any unappropriated money in the fund shall be transferred to the General Fund by the State Controller upon the certification of the Director of Finance in such amounts and at such times as shall be specified in such certification. Any money in the fund required to satisfy allocations made under subdivision (c) of this section prior to the effective date of this amendment shall not be deemed to be unappropriated money.

SEC. 5. Section 19626 of the Business and Professions Code as proposed to be added by Assembly Bill No. 1755 of the 1959 Regular Session is amended to read:

19626. The first balance of the fund is hereby appropriated as follows:

(a) Five percent, *but not to exceed one hundred eighty thousand dollars ($180,000)*, for payment to and the use of *those certain* [the citrus] fruit fairs defined in Section 94 of the Agricultural Code, *but not to district agricultural associations*, [excluding any] district or county fairs, for the purpose of conducting and carrying on [annual] *annually* citrus fruit fairs and expositions to promote and encourage the citrus fruit industry of this State.

(b) One hundred fifty thousand dollars ($150,000) of such 5 percent is allocated annually to the citrus fruit fairs *and expositions* defined in Section 94 of the Agricultural Code held in counties with a population in excess of 160,000, as shown by the last federal population census. If there is but one such fair in such counties, all of such one hundred fifty thousand dollars ($150,000) is allocated to and for the use of such fair.

(c) The balance of the 5 percent is allocated to the citrus fruit fairs defined in Section 94 of the Agricultural Code in counties with a population of less than 160,000, and to those other citrus fruit fairs and expositions in such counties with a population of less than 160,000 which have been conducted and carried on annually for not less than 20 years by nonprofit associations or corporations for the purpose of promoting and encouraging the citrus fruit industry of California.

Each citrus fruit fair held in a county with a population of less than 160,000 shall receive thirty thousand dollars ($30,000) each year, *except that no appropriation shall be made under this subdivision to any citrus fruit fair or citrus fruit fair and exposition which did not receive such an appropriation prior to 1959.*

[(d) Any balance of the 5 percent remaining after the foregoing allocations shall revert to and become a part of the first balance of the fund.]

SEC. 6. Section 19627 of the Business and Professions Code as proposed to be added by Assembly Bill No. 1755 of the 1959 Regular Session is amended to read:

19627. (a) Forty percent, *but not to exceed four million six hundred eighty thousand dollars ($4,680,000)*, of the first balance of the fund is hereby annually appropriated for the encouragement of county, district, or combined county and district *agricultural* fairs (exclusive of the California State Fair and Exposition, the Los Angeles County Fair, *1A District Agricultural Association*, the Sixth District Agricultural Association, *the 48th District Agricultural Association* and citrus fruit fairs), to be apportioned by and expended under the supervision of the Department of Finance in the manner and for the purpose prescribed by Section 92 of the Agricultural Code and other applicable provisions of law *including this subdivision*.

The Department of Finance shall apportion the money appropriated by this subdivision to the several eligible county, district, or combined county and district agricultural fairs on the basis of the need of each such fair for financial assistance from the State during the year for which the apportionment is to be made. No such fair shall receive such an apportionment in excess of such need as established by the department. In determining such need, the department shall take into consideration, as to each such fair, all relevant factors, including, but not limited to, the following:

(1) The approved budget of the fair.

(2) The statements of operations of the fair filed pursuant to Section 92.6 of the Agricultural Code.

(3) The amount of money available to the fair from its own resources or from sources other than the State.

(4) The propriety and amount of any reserve funds established, or sought to be established, by the fair.

(5) The maximum amount of revenue from all sources which might reasonably be expected to become available to the fair during such year, and the times within such year at which it will become available.

(6) The classification of the fair.

(b) No such county, district, or combined county and district *agricultural* fair shall receive a sum greater than sixty-five thousand dollars ($65,000) [under Section 92 of the Agricultural Code] in any one year. *No such fair shall be eligible*

for an apportionment pursuant to this subdivision unless it has filed, for each year subsequent to 1958, a statement of its operations during such year as provided in Section 92.6 of the Agricultural Code, irrespective of whether or not an apportionment for any such year or years is sought or made; and all such fairs shall be deemed to be subject to said Section 92.6 for all purposes.

(c) If in any year the sum appropriated to county, district, or combined county and district *agricultural* fairs under this section is less than two hundred twelve thousand one hundred seventy-two dollars and seventy-nine cents ($212,172.79), then during that year the apportionment to all fairs shall be made in the manner and upon the basis prescribed by Section 13 of Chapter 769 of the Statutes of 1933 and by Section 92 of the Agricultural Code.

SEC. 7. Section 19630 of the Business and Professions Code as proposed to be added by Assembly Bill No. 1755 of the 1959 Regular Session is amended to read:

19630. The second balance of the fund is hereby appropriated for expenditure without regard to fiscal years [, as follows:]

[(a) Twenty-five percent (25%) for permanent improvements or minor construction and repairs at, the support of, or the purchase of land for, the California Polytechnic School.

(b) Thirty-three percent (33%) for permanent improvements at, or the support of, the University of California.

(c) The remainder for any of the following,] in such amounts as may be approved by the State Public Works Board and allocated by the Director of Finance in his discretion [:]

[(1) Permanent improvements for fair purposes upon the property of the State or any county, district agricultural association, citrus fruit fair defined in Section 94 of the Agricultural Code, or other citrus fruit fair and exposition qualified to receive an allocation under Section 19626.

(2) The purchase of equipment for fair purposes.

(3) The acquisition or purchase of real property, including costs of appraisal and incidental costs, to be used as sites for the permanent improvements specified in (1).] *for permanent improvements for fair purposes upon the property of any county or district agricultural association fair which is subject to the provisions of Section 92.6 of the Agricultural Code, or for the purchase of equipment for fair purposes of such fairs, or the acquisition or purchase of real property, including costs of appraisal and incidental costs, to be used as sites for such permanent improvements. The total of all such allocations shall not exceed two million two hundred fifty thousand dollars ($2,250,000) in any one year.*

Any unappropriated money in the fund shall be transferred to the General Fund by the State Controller upon the certification of the Director of Finance in such amounts and at such times as shall be specified in such certification. Any money in the fund required to satisfy allocations made under subdivision (c) of this section prior to the effective date of this amendment shall not be deemed to be unappropriated money.

SEC. 8. Sections 5 to 7, inclusive, of this act become operative only if Assembly Bill No. 1755 is enacted by the Legislature at its 1959 Regular Session, and in such case and at the same time as said Assembly Bill No. 1755 takes effect, at which time Sections 3 and 4 of this act are repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 1718—An act to amend Section 11713 of, and to add Sections 11718, 11719, 11720, and 11721 to, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the licensing and regulation of manufacturers, transporters and dealers of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 11713", and insert "Sections 11710, 11711, and 11713".

Amendment No. 2

On page 3, lines 31 and 32, strike out "February 5th", and insert "January 1st".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 3, after line 33, insert

"SEC. 6. Section 11710 of said code as enacted by the Legislature at the 1959 Regular Session is amended to read:

11710. (a) Before any dealer's license shall be issued or renewed by the department to any applicant therefor, the said applicant shall procure and file with the department a good and sufficient bond in the amount of five thousand dollars ($5,000) with corporate surety thereon, duly licensed to do business within the State of California approved as to form by the Attorney General, and conditioned that said applicant shall not practice any fraud, make any fraudulent representation which will cause a monetary loss to a purchaser, seller, financing agency, or governmental agency.

(b) Liability under such bond is to remain at five thousand dollars ($5,000). If the amount of liability under the bond is decreased or there is outstanding a final court judgment for which the dealer and bonding company is liable, the dealer's license shall be automatically suspended. In order to reinstate the license and certificate, the licensee shall either file an additional bond or restore the bond on file to the original amount, or shall terminate the outstanding judgment for which he and the bonding company are liable.

(c) From and after the effective date of this section, a dealer's license, or renewal of such license, shall not be issued to any applicant therefor, unless and until such applicant shall file with the department a good and sufficient instrument in writing in which he shall appoint the director as the true and lawful agent of said applicant upon whom all process may be served in any action, or actions, which may thereafter be commenced against such applicant, arising out of any claim for damages suffered by any firm, person, association or corporation, by reason of the violation of said applicant of any of the terms and provisions of this code or any condition of the dealer's bond. The applicant shall stipulate and agree in said appointment that any process directed to said applicant, when personal service of process upon him cannot be made in this State after due diligence, in such a case which is served upon the director, or in the event of his absence from his office, upon any employee in charge of the office of such director, shall be of the same legal force and effect as if served upon said applicant personally. Said applicant shall further stipulate and agree in writing that the agency created by said appointment shall continue for and during the period covered by any license that may be issued and so long thereafter as the applicant may be made to answer in damages for a violation of this code or any condition of his bond, as aforesaid. The instrument appointing the director as the agent for the applicant for service of process shall be acknowledged by the applicant before a notary public. In any case wherein the licensee be served with process by service thereof upon the director [three (3) copies of said process together with a fee in the amount of five dollars ($5) shall be left with said director. Not later than two (2) days after the service of said process upon him, the director shall mail one copy thereof to the licensee address to such licensee at his principal place of business, as the same appears of record in the office of the department, postpaid, by registered mail with request for return receipt. One copy shall be mailed to the surety on the applicant's bond at the address of the surety given in said bond, postpaid and registered with request for return receipt. The remaining copy shall be retained on file with the director; provided, however, that] *one copy of the summons and complaint shall be left with the director or in his office in Sacramento or mailed to the office of the director in Sacramento. A fee of five dollars ($5) shall also be paid to the director at the time of service of the copy of the summons and complaint. Such service on the director shall be a sufficient service on said licensee provided a notice of such service and a copy of the summons and complaint shall be forthwith sent by registered mail by the plaintiff or his attorney to said licensee. A copy of the said summons and complaint shall also be mailed by the plaintiff or his attorney to the surety on the applicant's bond at the address of the surety given in said bond, postpaid and registered with request for return receipt. The director shall keep a record of all process so served upon him which record shall show the day and hour of service and shall retain the summons and complaint so served on him on file.* Where the licensee is served with process by service thereof upon the director, the licensee shall have and be allowed thirty (30) days from and after the service thereof within which to answer any complaint or other pleading which may be filed in said cause; and provided further, that for purposes of venue, where the licensee is served with process by service thereof upon the director, the service shall be deemed to have been made upon the licensee in the county in which he has or last had his established place of business.

SEC. 7. Section 11711 of said code as enacted by the Legislature at the 1959 Regular Session is amended to read:

11711. (a) If any person shall suffer any loss or damage by reason of any fraud practiced on him or fraudulent representation made to him by a licensed dealer or one of such dealer's salesmen acting for the dealer, in his behalf, or within the scope of the employment of such salesman; provided, such person has possession of a written instrument furnished by the licensee, containing stipulated provisions and guarantees which the person believes have been violated by the licensee, or shall suffer any loss or damage by reason of the violation by such dealer or salesman of any of the provisions of Division 3 of this code, *or fails to pay for a vehicle sold to and purchased by a licensee*, such person shall have a right of action against such dealer, his said salesmen, and the surety upon the dealer's bond, in an amount not to exceed the value of the vehicle purchased from or sold to the dealer.

(b) If the State or any political subdivision thereof shall suffer any loss or damage by reason of any fraud practiced on the State or fraudulent representation made to the State by a licensed dealer, or one of such dealer's representatives acting for the dealer, in his behalf, or within the scope of employment of such representatives, or shall suffer any loss or damage by reason of the violation of such dealer or representative of any of the provisions of Division 3 of this code, or Division 2, Part 5 of the Revenue and Taxation Code, the State or any political subdivision thereof, through the department, shall have a right of action against such dealer, his representative, and the surety upon the dealer's bond in an amount not to exceed the value of the vehicles involved."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Assembly Bill No. 483—An act to add Section 26613 to the Government Code, relating to the powers and duties of the sheriff in counties exceeding 3,000,000 population.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, of the printed bill, as amended in Assembly May 5, 1959, strike out line 5, and insert "of 3,000,000 may authorize the sheriff to enforce the provisions of the Vehicle Code in the unincorporated area of such county but only upon county highways. The expense incurred by the sheriff in the performance of such duties shall be a proper county charge.

The sheriff shall, on or before the fifth day of each month, forward to the Department of the California Highway Patrol copies of all accident reports made to the sheriff's office and all accident reports of accidents investigated by the sheriff's office."

Amendment No. 2

On page 1, strike out lines 6 through 21, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1962—An act to amend Sections 729.03, 729.12, and 729.15 of, and to add Sections 729.17, 729.18, 729.19 and 729.20 to, the Vehicle Code, and to amend Sections 31602, 31611, and 31614 of, and to add Sections 31616, 31617, 31618 and 31619 to, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the transportation of explosives, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 3, line 13, of the printed bill, as amended in Assembly May 13, 1959, strike out "person shall operate any said", and insert "driver or other person in charge of such vehicle shall operate or permit the operation of any".

Amendment No. 2

On page 3, line 18, strike out "person shall operate any", and insert "driver or other person in charge of such vehicle shall operate or permit the operation of any".

Amendment No. 3

On page 6, line 20, strike out "person shall operate any", and insert "driver or other person in charge of such vehicle shall operate or permit the operation of any".

Amendment No. 4

On page 6, line 25, strike out "person shall operate any", and insert "driver or other person in charge of such vehicle shall operate or permit the operation of any".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 2085—An act to amend Section 4000 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to registration for vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 4016 to,".

Amendment No. 2

On page 1, after line 6, insert

"SEC. 2. Section 4016 is added to said code, to read:

4016. Notwithstanding the provisions of Section 4000, unregistered vehicles may be left standing upon a highway adjacent to a vehicle dealer's place of business when done so in connection with the loading and unloading of vehicles to be used in the dealer's business, unless otherwise prohibited by law."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1442—An act to amend Section 909 of the Streets and Highways Code, relating to county highway construction equipment contracts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1686—An act to add Section 13208 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the revocation or suspension of the driving privilege.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1686

Senator Brown moved that Assembly Bill No. 1686 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1920—An act to add Section 150 to the Streets and Highways Code, relating to state freeways.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1965—An act to amend Sections 13350, 13361, 13364, 17703, 17704, and 17705 of, and to repeal Section 13365 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the licensing of drivers of motor vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2107—An act to amend Section 26709 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to mirrors.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2156—An act to amend Section 22100 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the turning of vehicles at intersections.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2157—An act to amend Section 5354 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the registration of trailer coaches.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 16—An act to amend Section 1356 and to repeal Sections 1460 to 1475 and 1478 to 1578, inclusive, and to add Chapter 7 (commencing with Section 1500) to Title 10 of Part 3 of the Code of Civil Procedure, relating to disposition of unclaimed property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 5, line 48, of the printed bill, as amended in Senate May 20, 1959, strike out "to", and insert "in".

Amendment No. 2

On page 7, line 28, after "offsets," insert "other than unclaimed funds,".

Amendment No. 3

On page 8, strike out lines 34, 35, and 36, and insert "Section 1510 shall, within seven months from the final date for filing reports as required by Section 1510, pay or deliver to the State Controller all".

Amendment No. 4

On page 12, line 46, after "of a", insert "municipal utility district; nor to a".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 1753—An act to repeal Chapter 2 (commencing at Section 4659), Chapter 8 (commencing at Section 5500), Chapter 9 (commencing at Section 5700), and Chapter 10 (commencing at Section 5900) of Part 3, Division 5 of the Health and Safety Code, relating to sewer and sanitation districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1797—An act to add Section 320 to the Agricultural Code, and Section 26528 to the Health and Safety Code, relating to illegal possession or use of sulfur dioxide.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2331—An act to amend Sections 8825, 8826, 8827, and 8828 of the Health and Safety Code, relating to cemeteries.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1843—An act to add Section 18372 to the Health and Safety Code, relating to trailer coaches.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1964—An act to repeal Sections 12000 and 12113 of, to amend Sections 12000.5, 12002, 12100, 12101, 12102, 12103, 12104, 12107, 12108, 12109, 12111.5, 12112, 12114, 12115, 12190, 12304, 12350, and 12402 of, and to add Sections 12000, 12101.5, 12105.5, 12107.5, 12113, and 12301.5 to, the Health and Safety Code, relating to explosives, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1964

Senator Brown moved that Assembly Bill No. 1964 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1660—An act to amend Section 3077 of the Business and Professions Code, relating to the practice of optometry.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1787—An act to add Chapter 7.5 (commencing at Section 28350) to Division 21 of the Health and Safety Code, relating to warehouse sanitation.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1787

Senator Brown moved that Assembly Bill No. 1787 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1585—An act to add Section 771.5 to the Probate Code, relating to the sale of subscription rights without prior court approval.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "prior".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1397—An act to add Sections 69957, 69958, 69959, 72196, 72197, and 72198 to the Government Code, relating to official reporters of the superior court.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1794—An act to add Section 1030 to the Government Code, relating to peace officers.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1794

Senator Brown moved that Assembly Bill No. 1794 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 2228—An act to amend Section 7059 of the Welfare and Institutions Code, relating to defective or psychopathic delinquents.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1301—An act to add Section 507 to the Vehicle Code, and to add Section 23118 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving a vehicle under the influence of liquors and drugs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1562—An act to amend Section 74266 of the Government Code, relating to fees to be paid to the court clerk by parties to actions or proceedings.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1563—An act to amend Section 70055 of the Government Code, relating to filing fees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1629—An act to amend Sections 206.5 and 206.7 of the Civil Code, relating to proceedings by adult for release from obligation to support parent.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2136—An act to amend Section 784 of the Code of Civil Procedure, relating to partition sales of property.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1909—An act to amend Section 740 of the Welfare and Institutions Code, relating to care of wards of the juvenile court.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 13, of the printed bill, after the period, insert "Whenever the court makes such commitment to the County Department of Public Welfare, the welfare director or his deputies shall have direct access to the court in all matters pertaining

to the welfare of children so committed and shall make reports to the court in such matters as the court may require."

Amendment No. 2

On page 3, line 14, after "institution", insert "or department".

Amendment No. 3

On page 3, line 15, after "superintendent", insert "or director".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1733—An act to add Section 69749.2 to the Government Code, relating to sessions of the superior court, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Assembly April 24, 1959, strike out the period, and insert "unless the board of supervisors by resolution provides an earlier date upon which such sessions may be held."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 647—An act to amend Section 11200 of, and to add Article 9.9 (commencing at Section 11276) to, and amend and renumber the title of Article 9.6 (commencing at Section 11270) of, Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Bill read second time, and ordered to third reading.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 10.55 a.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
MOTION TO RETURN ASSEMBLY BILL NO. 1142

Senator Regan moved that the Assembly be requested to return Assembly Bill No. 1142 to the Senate for further consideration.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF SPECIAL ORDER

The hour of 11 a.m. having arrived, Senate Bill No. 1106 was taken up.

Senate Bill No. 1106—An act to add Chapter 8 (commencing with Section 12930) to Part 6 of Division 6 of the Water Code, relating to provision for the development of the water resources of the State by

providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1960.

Bill read third time.

Motion to Amend

Senator Christensen moved the adoption of the following amendment:

Amendment No. 1

On page 8 of the printed bill, as amended in Senate May 28, 1959, between lines 44 and 45, insert

"12943. Nothing contained in this chapter, nor any facilities constructed or operated with funds made available by this chapter shall directly or indirectly deprive any county, watershed, or area anywhere within the State wherein water originates, or an area adjacent thereto which can conveniently be supplied with water therefrom, of the prior right to all of the water reasonably required to adequately supply the beneficial needs of the county, watershed, or area, or any of the inhabitants or property owners therein."

Amendment read.

Roll Call Demanded

Senators Teale, Miller, and Regan demanded a roll call.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Burns moved that the quorum call be applied to Senate Bill No. 1106.

Motion carried.

Time, 11.52 a.m.

THIRD READING OF SENATE BILLS

Senate Bill No. 1263—An act to amend Section 4167 of the Public Resources Code, relating to use of equipment without approved spark arresters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XXVI thereof a new section to be numbered 5, relating to the issuance of bonds for highway purposes.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1212—An act to amend Section 19577 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1409—An act to add Section 838 to the Streets and Highways Code, relating to the reservation of easements in abandoned state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, McCarthy, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1365—An act to add Section 229 of the Labor Code, relating to payment of wages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Collier, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Richards, Shaw, Slattery, Teale, and Williams—23.
NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1297—An act to add Section 11629 to the Business and Professions Code, relating to subdivision maps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Regan, Richards, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 126

Relative to consumption of milk in the schools

WHEREAS, It has come to the attention of the Members of the Senate of the State of California that the consumption of milk in certain schools of this State has recently declined greatly; and

WHEREAS, There is a need for study of this problem in order to ascertain the causes of said decline in milk consumption; now, therefore, be it

Resolved by the Senate of the State of California, That the Director of Agriculture is requested to investigate the decline in milk consumption in the schools and hold such hearings as may be necessary to develop facts relevant to the causes of this decline in order to develop recommendations based upon these facts and report same to the Legislature at the next legislative session; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Director of Agriculture.

Resolution read, and unanimously adopted on motion of Senator Dilworth.

Senate Bill No. 944—An act to amend Sections 6901 and 6903 of, and to add Section 6902.1 to, the Labor Code, relating to safeguards on railroads.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, between lines 20 and 21, of the printed bill, as amended in Senate May 28, 1959, insert

"The provisions of this section shall not be applicable to any diesel locomotive weighing forty-five tons (45) or less."

Amendment No. 2

On page 2, line 9, strike out the period, and insert "weighing over forty-five tons (45)."

Amendment No. 3

On page 2, after line 37, insert

"The provisions of this section shall not be applicable to any diesel locomotive weighing forty-five tons (45) or less."

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 944

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate May 28, 1959, strike out "car".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1364—An act to add Section 222.2 to the Labor Code, relating to payment of wages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cobey, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 605—An act to amend Section 5908.5 of the Labor Code, relating to workman's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1356—An act to add Article 10 (commencing at Section 2780) to Chapter 7 of Division 5 of the Education Code as enacted at the 1959 Regular Session, relating to junior college district organization.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 559—An act to amend Section 13162 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to issuance of temporary teaching certificates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1467—An act to amend Sections 5301 and 5302 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to elementary schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1468—An act to add Section 11163 to the Government Code, relating to regulations and orders of state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Regan, Shaw, Stiern, Teale, Thompson, and Williams—28.
NOES—Senators Berry and Richards—2.

Bill ordered transmitted to the Assembly.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Murdy moved that Assembly Bill No. 1394 be taken from the inactive file and placed on the second reading file.

Motion carried.

Senator McCarthy Presiding

At 12.10 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

RESOLUTIONS

The following resolutions were offered:

By Senator Rodda:

Senate Resolution No. 139

Relative to the annual meeting of the National Council of the Boy Scouts of America

WHEREAS, There will be held in San Francisco on June 4th through 6th of this year the Forty-ninth Annual Meeting of the National Council of the Boy Scouts of America, which will be attended by delegates from all of the states, including Alaska and Hawaii, numbering in all some 2,000 persons; and

WHEREAS, The responsibility for the organization and guidance of this National Council meeting rests upon the shoulders of Dr. Arthur A. Schuck, Chief Scout Executive, and Mr. Kenneth K. Bechtel, prominent industrialist and San Francisco civic leader, who will be retiring at this meeting of the council after four years of outstanding leadership in the scouting movement; and

WHEREAS, At this gathering discussions and workshops relating to the improvement of all phases of Boy Scout work will be conducted, and plans will be formulated for the observance of scouting's Fiftieth Anniversary in 1960, which will be a year of special features—including the National Jamboree near Colorado Springs, Colorado—for over 50,000 of the Nation's outstanding Scouts and Explorers; and

WHEREAS, In addition, at this meeting the national officers for the Boy Scouts of America will be elected; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this house extend to each and every delegate to the Forty-ninth Annual Meeting of the National Council of Boy Scouts of America a sincere welcome to the State of California and the best wishes of the people of this State for an enjoyable visit; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit suitably prepared copies of this resolution to Mr. Bert Geisreiter, President of the Golden Empire Council, Boy Scouts of America, and Mr. Theodore Rosequist, Chairman of Section 5, Region XII of the Boy Scouts of America, to be presented by them to the Forty ninth Annual Meeting of the National Council of the Boy Scouts of America on behalf of this house.

Resolution read, and unanimously adopted on motion of Senator Rodda.

By Senators Cobey and Shaw:

Senate Resolution No. 140

Relative to congratulating John R. McDonough, Executive Secretary of the California Law Revision Commission

WHEREAS, Following the creation of the California Law Revision Commission at the 1953 Regular Session of the Legislature and the appointment of its members in early 1954, an intensive study was made by the commission of the experience of other such agencies in this State and other states; and

WHEREAS, The commission concluded that its research into substantive legal problems could best be directed and organized by a person engaged in law teaching at one of California's outstanding law schools; and

WHEREAS, Stanford University's School of Law was selected as the location for the commission's office, and in April of 1954 Professor John R. McDonough, a member of its faculty, accepted the position of executive secretary of the commission, which has required him to devote half of his time to the commission's affairs and half to law teaching since then; and

WHEREAS, Professor McDonough has devoted countless hours to the work of the commission throughout the past five years, far beyond the bare requirements of his agreement with the commission, and has contributed in an outstanding way to the commission's ability to resolve the problems referred to it for study by the Legislature; and

WHEREAS, The Members of the Senate have learned, with regret, of Professor McDonough's decision to return to full-time teaching of the law following this session of the Legislature; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this Senate desire to express their respect and admiration for John R. McDonough, and for the skill and competence which he has displayed in his many presentations of complicated legal matters before committees of this Legislature; and be it further

Resolved, That the Members of the Senate do hereby express every good wish for Professor McDonough's continued success in his chosen field of law teaching and their appreciation for his past services to the State of California; and be it further

Resolved, That the Secretary of the Senate is directed to send a suitably prepared copy of this resolution to Professor John R. McDonough.

Resolution read, and unanimously adopted on motion by Senator Cobey.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Collier:

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1488—An act to amend Section 2313 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to schools.

Respectfully submitted,

SENATOR COLLIER

Recommendation of Committee on Rules

SENATE CHAMBER, May 29, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION AND JOINT RULE 10.9

The following resolution was offered:

By Senator Collier:

Resolved, That Article IV, Section 2 of the Constitution, and Rule No. 10.9 of the Joint Rules of the Senate and the Assembly be suspended for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1488—An act to amend Section 2313 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to schools.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Article IV, Section 2, of the Constitution and Joint Rule 10.9 were declared suspended.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1224—An act to amend Section 2857 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1397—An act to repeal Section 10131.1 of, and to add Chapter 5 (commencing at Section 10350) to Part 1, Division 4, of the Business and Professions Code; to amend Section 3081.3 of the Civil Code, and to amend Section 25102.1 of the Corporations Code, relating to mortgage loans and brokers.

Motion to Re-refer Senate Bill No. 1397

Senator Brown moved that Senate Bill No. 1397 be re-referred to Committee on Finance.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 1398—An act to amend Section 4012 of the Business and Professions Code, relating to the California State Board of Pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1416—An act to repeal Chapter 2 (commencing with Section 301) of Part 1 of Division 1, and to add Chapter 2 (commencing with Section 301) to Part 1 of Division 1, of the Public Utilities Code, relating to the Public Utilities Commission.

Motion to Re-refer Senate Bill No. 1416

Senator Brown moved that Senate Bill No. 1416 be re-referred to Committee on Finance.

Motion carried.

Senate Concurrent Resolution No. 75—Relative to fire extinguishers and appliances and devices for extinguishing fires.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 81—Relative to the acquisition of the Corona Naval Hospital property.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1140—An act to amend Section 74265 of the Government Code, relating to municipal court reporters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1394—An act to add Section 4019.3 to the Penal Code, relating to work credit for prisoners in county jails.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1446—An act to add Sections 3247 and 3292 to the Fish and Game Code, relating to hunting clubs.

Motion to Re-refer Senate Bill No. 1446

Senator Brown moved that Senate Bill No. 1446 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 875—An act to amend Section 833 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Slattery, Stiern, Teale, and Williams—28.
NOES—Senator Dolwig—1.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1028—An act to amend Sections 7376 and 7381 of, to add Section 7396.7 to, and to repeal Section 7439 of, the Business and Professions Code, relating to the practice of cosmetology.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Miller, Montgomery, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, and Thompson—27.

NOES—Senators Burns, Cameron, McAteer, McCarthy, Murdy, O'Sullivan, and Williams—7.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1988—An act to add Section 27271 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to county free libraries.

Motion to Retain Place on File

Senator Farr moved that Assembly Bill No. 1988 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 627—An act to add Section 329.5 to the Code of Civil Procedure, relating to the statute of limitations.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Holmdahl, McCarthy, Miller, Montgomery, O'Sullivan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2024—An act to add Section 9006.1 to the Welfare and Institutions Code, relating to meetings of local mental health advisory boards.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Holmdahl, McCarthy, Miller, Montgomery, O'Sullivan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 808—An act to amend Section 37380 of the Government Code, relating to leases of city property.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Holmdahl, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1316—An act to amend Sections 34302 and 34304 of the Government Code, relating to the incorporation of cities.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1446—An act to add Sections 35500.1 and 35550.1 to the Government Code, relating to exclusion of territory from cities.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1447—An act to amend Sections 58853, 58854, 58857, 58859 and 58860 of the Government Code, relating to change of boundaries.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1671—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to property taxation.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 3.05 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and the amendment offered by Senator Christensen to Senate Bill No. 1106 was refused adoption by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Holmdahl, Miller, O'Sullivan, Regan, Short, Slattery, and Teale—17.

NOES—Senators Beard, Burns, Cobey, Dilworth, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—21.

CONSIDERATION OF DAILY FILE (RESUMED)

SPECIAL ORDER (RESUMED)

Further Consideration of Senate Bill No. 1106

Senate Bill No. 1106—An act to add Chapter 8 (commencing with Section 12930) to Part 6 of Division 6 of the Water Code, relating to provision for the development of the water resources of the State by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1960.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

On page 8 of the printed bill, as amended in Senate May 28, 1959, between lines 44 and 45, insert

"12943. (a) No water or service made available from any state water development project shall be furnished to any excess lands as defined in Section 12945 unless the owners thereof shall have executed valid recordable contracts in form prescribed by the department, agreeing to the provisions of this chapter; agreeing to the appraisal provided for in Section 12944 and that such appraisal shall be made on the basis of the actual bona fide value of such lands at the date of the appraisal without reference to the construction of the project, all as hereinafter provided; and agreeing to the sale of his excess lands under terms and conditions satisfactory to the department and at prices not to exceed those fixed as hereinafter provided. No sale of any excess lands shall carry the right to receive water or service made available from a project unless and until the purchase price involved in such sale is approved by the contracting officer, and upon proof of fraudulent representation as to the true consideration involved in such sale the department may instruct a district by written notice to refuse to furnish any water or service to the land involved in such fraudulent sales and the district thereafter shall not furnish said water or service to such lands.

(b) If project water furnished to a district reaches the underground strata of excess land owned by a large land owner who has not executed a recordable contract and the large land owner pumps such project water from the underground, the district will not be deemed to have furnished such water to said lands within the meaning of this section if such water reaches the underground strata of the aforesaid excess land as an unavoidable result of the furnishing of project water by the district to nonexcess lands or to excess lands with respect to which a recordable contract has been executed.

12944. (a) The value of the excess irrigable lands within a district held in private ownership of large land owners as defined in Section 12945, for the purposes of this chapter, shall be determined, subject to the approval thereof by the department, by three appraisers. One of said appraisers shall be designated by the department and one shall be designated by the district, and the two appraisers so appointed shall name the third. If the appraisers so designated by the department and the district are unable to agree upon the appointment of the third, the presiding justice of the District Court of Appeal of the State of California of the district in which the contracting district is located shall be requested to designate the third appraiser.

(b) The following principles shall govern the appraisal:

(i) No value shall be given such lands on account of the existing or prospective possibility of securing water or service from the distribution system.

(ii) The value of improvements on the land at the time of said appraisal shall be included therein, but shall also be set forth separately in such appraisal.

(c) The excess land of any large land owner shall be re-appraised at the instance of the department or on the request of said land owner. The cost of the first two appraisals of each tract of excess land and of each subsequent appraisal thereof requested by the department shall be paid by the department. The cost of each appraisal thereafter shall be paid by the party requesting such appraisal.

(d) Any improvements made or placed on the appraised land after the appraisal hereinabove provided for prior to sale of the land by a large land owner shall be appraised in like manner.

(e) Excess irrigable lands sold by large land owners within the district shall not carry the right to receive water or service made available from a project for such land and the district agrees to refuse to furnish such water or service to land so sold until a verified statement showing the sale price upon any such sale shall have been filed with the district.

(f) The district agrees to take all reasonable steps requested by the contracting officer to ascertain the occurrence and conditions of all sales of irrigable land of large land owners in the district and to inform the department concerning the same.

(g) A true copy of each recordable contract executed pursuant to this chapter as to lands within a district, and of each appraisal made pursuant thereto, shall be furnished to the district by the department and shall be maintained on file in the office of the district and like copies in such principal office of the department as may be established hereafter in connection with the distribution system and shall be made available for examination during the usual office hours by all persons who may be interested therein.

12945. (a) As used in this chapter, the term "excess land" means that part of the irrigable land within a district in excess of one hundred sixty (160) acres held in the beneficial ownership of any private individual, whether a natural person or a corporation. With respect to land held in co-ownership, such as partnership, tenancy in common, joint tenancy, or community property, the beneficial ownership of each co-owner shall be that fraction of the total acreage held in co-ownership which equals the co-owner's fractional interest therein. The term "large land owner" means an owner of excess land the term "nonexcess land" means all irrigable land within a district which is not excess land as defined herein. The term "excess land" shall not include land owned by a district. The provisions of this chapter governing the beneficial ownership of land and the disposition of excess land may be further defined and clarified consistently with this chapter in any recordable contract executed pursuant hereto.

(b) Each large land owner as a further condition precedent to the right to receive water or service made available from a project for any of his excess land shall:

(i) Before any water is furnished by a district to his excess land, execute a valid recordable contract in form prescribed by the department, agreeing to the provisions contained in this chapter agreeing to dispose of his excess land in accordance therewith to persons who can take title thereto as nonexcess land as herein provided and at a price not to exceed the approved, appraised value of such excess land and within a period of ten (10) years after the date of the execution of said recordable contract and agreeing further that if said land is not so disposed of within said period of ten (10) years the department shall have the power to dispose of said land subject to the same conditions on behalf of such large landowner; and the district agrees that it will refuse to furnish said water or service to any large landowner other than for his nonexcess land until such owner meets the conditions precedent herein stated;

(ii) Within thirty (30) days after the date of notice from the department requesting such large landowners to designate his irrigable land under the project which he desires to designate as nonexcess land, file in the office of the district, in duplicate, one copy thereof to be furnished by the district to the department, his written designation and description of the land so selected to be nonexcess land and upon failure to do so the district shall make such designation and mail a notice thereof to such large landowner, and in the event the district fails to act within such period of time as the contracting officer considers reasonable, such designation will be made by the contracting officer, who will mail a notice thereof to the district and the large landowner. The large landowner shall become bound by any such action on the part of the district or the contracting officer and the district will furnish said water and service only to the land so designated to be nonexcess land. A large landowner may, with the consent of the contracting officer, designate land other than that previously designated as nonexcess land;

Provided, that an equal acreage of the land previously designated as nonexcess shall, upon such new designation, become excess land thereafter subject to the provisions of this chapter, and shall be described in an amendment of such recordable contract as may have been executed by the large landowner, in the same manner as if such land had been excess land at the time of the original designation."

Amendments read.

Roll Call Demanded

Senators Arnold, O'Sullivan, and Christensen demanded a roll call.

The roll was called, and the amendments offered by Senator O'Sullivan to Senate Bill No. 1106 were refused adoption by the following vote:

AYES—Senators Arnold, Christensen, Collier, Donnelly, Holmdahl, McAteer, Miller, O'Sullivan, Short, and Teale—10.

NOES—Senators Beard, Berry, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Hollister, McCarthy, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—25.

Further Amendment to Senate Bill No. 1106

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendment:

Amendment No. 1

On page 8 of the printed bill, as amended in Senate May 28, 1959, between lines 44 and 45, insert

"12946. Electric power and energy generated at projects under the control of the Department of Water Resources and in the opinion of the department not required in the operation of such projects shall be transmitted and disposed of in such manner as to encourage the most widespread use thereof at the lowest possible rates to consumers consistent with sound business principles. Rate schedules shall be drawn having regard to the recovery of the cost of producing and transmitting such electric energy, including the amortization of the capital investment allocated to power over the estimated life of the project. Preference in the sale of such power and energy shall be given to public bodies, cooperatives and other organizations not organized or doing business for a profit but primarily for the purpose of supplying water or electric power to their own citizens or members. The department is authorized to construct or acquire by purchase or other agreement such transmission lines and related facilities as may be necessary in order to make the power and energy generated at said projects available in wholesale quantities for sale on fair and reasonable terms and conditions."

Amendment read.

Motion to Lay on the Table

Senator Beard moved that the above amendment offered by Senator O'Sullivan to Senate Bill No. 1106 be laid on the table.

Roll Call Demanded

Senators Teale, Regan, and Miller demanded a roll call.

The roll was called, and the motion to lay on the table the amendment offered by Senator O'Sullivan to Senate Bill No. 1106 carried by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Cobey, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Granska, Hollister, McCarthy, Murdy, Rattigan, Richards, Rodda, Stiern, Thompson, and Williams—21.

NOES—Senators Arnold, Brown, Cameron, Christensen, Collier, Donnelly, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Regan, Shaw, Short, Slattery, and Teale—16.

Further Consideration of Senate Bill No. 1106

Senate Bill No. 1106 An act to add Chapter 8 (commencing with Section 12930) to Part 6 of Division 6 of the Water Code, relating to provision for the development of the water resources of the State by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1960.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Cobey, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—25.

NOES—Senators Arnold, Brown, Cameron, Christensen, Collier, Coombs, Donnelly, Miller, O'Sullivan, Regan, Short, and Teale—12.

Bill ordered transmitted to the Assembly.

MOTION TO PRINT LEGISLATIVE COUNSEL'S OPINION

Senator Regan moved that the following opinion of the Legislative Counsel regarding Senate Bill No. 1106 be printed in the Journal.

Motion carried.

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
3021 STATE CAPITOL, SACRAMENTO 14, May 29, 1959

Hon. Edwin J. Regan
Senate Chamber

Senate Bill No. 1106—No. 16246

DEAR SENATOR REGAN: You have directed our attention to the following language contained in Senate Bill No. 1106, as amended in Senate May 28, 1959:

> " * * * Any facilities heretofore or hereafter authorized as a part of the Central Valley Project or facilities which are acquired or constructed as a part of the State Water Resources Development System with funds made available hereunder shall be acquired, constructed, operated, and maintained pursuant to the provisions of the code governing the Central Valley Project, as said provisions may now or hereafter be amended. * * * "

With respect to this language, you have asked if it will afford the same protection for areas of origin with respect to the State Water Resources Development System as that contemplated by Section 10504 (the so-called "county of origin" provision) and Sections 11460 to 11463 of the Water Code (the so-called "watershed protection" provisions).

Opinion and Analysis

The county of origin provision relates to applications filed by the Department of Water Resources under Part 2 (commencing at Section 10500) of Division 6 of the Water Code to appropriate water "which in its judgment is or may be required in the development and completion of the whole or any part of a general or co-ordinated plan looking toward the development, utilization, or conservation of the water resources of the State." Section 10504 of that part authorizes the department to release from priority or assign any portion of an appropriation filed by it. However, the assignment or release from such filings is limited by Section 10505 (the "county of origin" provision) which precludes any release or assignment which will, in the judgment of the Department of Water Resources, deprive the county in which the appropriated water originates of any such water necessary for the development of the county.

The watershed protection provisions are contained in Part 3 (commencing at Section 11100) of Division 6 of the Water Code which contains all of the provisions relating to the Central Valley Project. The watershed protection provisions constitute a limitation on the powers of the entity constructing and operating the Central Valley Project, with Section 11460 providing that a watershed or area wherein water originates or an area immediately adjacent thereto which can be conveniently supplied with water therefrom, shall not be deprived directly or indirectly of the prior right to all water reasonably required to adequately supply the beneficial needs of the watershed, or area, or any of the inhabitants or property owners therein. Section 11463 provides that no exchange of water of any watershed or area for the water of any other watershed or area may be made unless the water requirements of the watershed or area in which the exchange is made are first and at all times met and satisfied to the extent that the requirements would have been met where the exchange not made.

Considering these provisions in the light of the quoted language from Senate Bill No. 1106, it is clear that the county of origin provisions, not being within those provisions of the Water Code governing the Central Valley Project, would not be expressly incorporated in the provisions of the bill. However, since the county of origin provisions apply to appropriations covering a considerable portion of the unappropriated water of the State, if these applications were used in connection with the construction and operation of the facilities of the system contemplated by the bill, the county of origin provisions would be thus indirectly applicable.

Thus, to the extent that the water covered by applications now held by the Department of Water Resources is to be used in connection with the proposed system, the county of origin provisions, as a practical matter, would be applicable. In reaching this conclusion, we have made the assumption that the exemption from diligence now applicable to such filings would be extended beyond the present termination date of October 1, 1959, and further that the provisions in question would not otherwise be amended by the Legislature in the future.

Considering then, the watershed protection provisions, since those provisions (Secs. 11460-11463, Wat. C.) are contained in the part of the Water Code governing the Central Valley Project, it is clear that the language quoted above is directly applicable to those provisions and they would be incorporated by reference.

In this connection, however, it should be noted that, as indicated in the language quoted above, such provisions may hereafter be amended and the extent of the limitations imposed by the provisions would be subject to change through amendments to the law.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By GEORGE H. MURPHY, Principal Deputy

Two copies to Hon. Hugh M. Burns
pursuant to Joint Rule 34.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 3.55 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

RESOLUTIONS

The following resolution was offered:

By Senator Erhart:

Senate Resolution No. 141

Relative to a study of longevity pay plans

WHEREAS, There has been increasing interest within California state service toward adopting longevity pay plans for California state employees; and

WHEREAS, Recent surveys indicate that various government agencies have adopted different forms of pay programs based on seniority or merit and efficiency increases to compensate employees for their value and importance gained through increased proficiency or long term service; and

WHEREAS, There are many classes in state service such as state traffic officer, correctional officer, psychiatric technician and various clerical and trades classes where there is less opportunity for promotion and consequently a large proportion may remain at the maximum of their salary range for extended periods of time; and

WHEREAS, Most government agencies have pay plans similar to California state service with five to six salary steps with automatic progression without a seniority program; and

WHEREAS, Private industries generally do not have seniority pay plans but have developed various merit salary and bonus programs as a means of rewarding outstanding performance as well as long term service; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the State Personnel Board be instructed to study longevity and merit pay practices in private industry and government agencies outlining the nature and extent of the problem as it applies to California state service and to prepare a report to be submitted to the Legislature by the 1961 Session.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1150—An act to add Section 1550.1 to the Welfare and Institutions Code, relating to needy children.

Bill read third time.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Cobey moved that the quorum call of the Senate be applied to Senate Bill No. 1150.

Motion carried.

Time, 4.14 p.m.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1405—An act to amend Section 7397 of the Business and Professions Code, relating to the practice of cosmetology.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Thompson, and Williams—31.
NOES—Senator Teale—1.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 84—Relative to approving amendments to the charter of the City of Sacramento, County of Sacramento, State of California, ratified by the qualified electors of the city at an election held therein on the nineteenth day of May, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—31.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 83—Approving a certain amendment to the charter of the City of Napa, a municipal corporation in the County of Napa, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held therein on the fourth day of May, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Christensen, Coombs, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.
NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1368—An act to add Section 426.1 to the Health and Safety Code, relating to standards for the quality of air, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, and Williams—32.
NOES—None.

The roll was called and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl,

McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 868 An act to amend Sections 8001 and 8004 of the Government Code, relating to the California Commission on Interstate Co-operation.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dolwig, Farr, Fisher, Gibson, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.31 p.m., on motion of Senator Cobey, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 1150 refused passage by the following vote:

AYES—Senators Berry, Burns, Byrne, Cameron, Cobey, Erhart, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Murdy, Shaw, Thompson, and Williams—15.
NOES—Senators Arnold, Beard, Brown, Christensen, Collier, Coombs, Dolwig, Donnelly, Farr, Fisher, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Teale—23.

Motion to Reconsider

Senator Cobey moved to reconsider the vote whereby Senate Bill No. 1150 was refused passage.

Postponement of Reconsideration

On motion of Senator Cobey, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 1150 was refused passage, was continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1154—An act to add Section 1506.6 to the Welfare and Institutions Code, relating to aid to needy children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator Miller Presiding

At 4.43 p.m., Senator George Miller of the Seventeenth Senatorial District, presiding.

Senate Bill No. 1159—An act to amend Section 1500 of the Welfare and Institutions Code, relating to needy children.

Bill read third time.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Cobey moved a call of the Senate.

Motion carried. Time, 5.05 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 29, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 135
Assembly Bill No. 1177
Assembly Bill No. 885
Assembly Bill No. 1307
Assembly Bill No. 1458

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, May 29, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 40
Senate Concurrent Resolution No. 59
Senate Concurrent Resolution No. 77
Senate Joint Resolution No. 23
Senate Joint Resolution No. 26

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, May 29, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 5
Senate Bill No. 119
Senate Bill No. 153
Senate Bill No. 241
Senate Bill No. 322
Senate Bill No. 333
Senate Bill No. 341
Senate Bill No. 409
Senate Bill No. 439
Senate Bill No. 465
Senate Bill No. 512
Senate Bill No. 601
Senate Bill No. 637
Senate Bill No. 652
Senate Bill No. 726
Senate Bill No. 741
Senate Bill No. 770
Senate Bill No. 774
Senate Bill No. 862
Senate Bill No. 866
Senate Bill No. 877
Senate Bill No. 889
Senate Bill No. 906
Senate Bill No. 1024
Senate Bill No. 1074
Senate Bill No. 1110
Senate Bill No. 1141

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, May 29, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 72	Senate Bill No. 675
Senate Bill No. 219	Senate Bill No. 852
Senate Bill No. 273	Senate Bill No. 865
Senate Bill No. 279	Senate Bill No. 913
Senate Bill No. 285	Senate Bill No. 943
Senate Bill No. 353	Senate Bill No. 1007
Senate Bill No. 464	

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, May 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 800

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 800—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 29, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 202	Assembly Bill No. 2144
Assembly Bill No. 405	Assembly Bill No. 2163
Assembly Bill No. 406	Assembly Bill No. 2223
Assembly Bill No. 407	Assembly Bill No. 2359
Assembly Bill No. 498	Assembly Bill No. 2520
Assembly Bill No. 717	Assembly Bill No. 2549
Assembly Bill No. 831	Assembly Bill No. 2589
Assembly Bill No. 989	Assembly Bill No. 2591
Assembly Bill No. 1439	Assembly Bill No. 2601
Assembly Bill No. 1443	Assembly Bill No. 2619
Assembly Bill No. 1531	Assembly Bill No. 2635
Assembly Bill No. 1606	Assembly Bill No. 2689
Assembly Bill No. 1680	Assembly Bill No. 2701
Assembly Bill No. 1863	Assembly Bill No. 2717

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 202—An act to add Section 11718 to the Health and Safety Code, relating to dismissal of allegations of prior offenses in criminal actions for violation of the narcotic laws.

Referred to Committee on Judiciary.

Assembly Bill No. 405—An act to add Division 3.5 (commencing with Section 700) to Title 1 of the Government Code, to repeal Section 342 of the Code of Civil Procedure and to add Sections 313 and 342 to said code, relating to claims against the State, local public entities and public officers and employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 406—An act to repeal Article 2 (commencing with Section 1980) of Chapter 6 of Division 4 of Title 1, Part 1 (commencing with Section 16000) of Division 4 of Title 2, and Sections 2003 and 53053 of the Government Code, to add Chapters 1 (commencing with Section 600) and 3 (commencing with Section 800) to Division 3.5 of Title 1 of the Government Code, and to amend Section 53052 of the Government Code, relating to claims against the State, local public entities and public officers and employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 407—An act to repeal Sections 29700, 29700.1, 29701, 29702, 29703, 29704, 29705, 29707, 29711, 29713, 29714, 29714.1, 29715, 29716, 29720, to add Sections 29700 and 29706, to renumber Section 29719, to renumber and amend Sections 29706, 29708, 29709, 29710, 29712, 29717, 29718, 29721 and to amend Sections 29741, 29744 and 29748 of the Government Code, and to amend Section 439.56 of the Agricultural Code and Section 945 of the Military and Veterans Code, all relating to claims against counties.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 498—An act to amend Sections 3854, 3858, 3859, and 3861 of, to repeal Sections 3856, 3860, and 3863 of, and to add Sections 3856 and 3860 to, the Labor Code, relating to workmen's compensation.

Referred to Committee on Judiciary.

Assembly Bill No. 717—An act to amend Sections 13006, 13100, and 13101 of, and to add Sections 13006.1 and 13006.2 to, the Government Code, and to add Section 11801 to the Insurance Code, relating to the acquisition of state property.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 831—An act to amend Section 404 of the Unemployment Insurance Code, relating to referees of appeals board.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 989—An act to create a flood control district to be called Plumas County Flood Control and Water Conservation District; to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; to provide for the acquisition, retention, and reclaiming of drainage, storm, flood, and other waters and to save, conserve, and distribute such waters for beneficial use in said district; to authorize the development and sale of electric power; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of

taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district.

Referred to Committee on Water Resources.

Assembly Bill No. 1439—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1443—An act to add Section 1481.1 to the Government Code, and to amend Section 1203.8 of the Penal Code, relating to bonding of probation officers and their assistants.

Referred to Committee on Judiciary.

Assembly Bill No. 1531—An act to amend Section 8278 of the Fish and Game Code, relating to crabs.

Referred to Committee on Fish and Game.

Assembly Bill No. 1606—An act to amend Section 24103 of the Government Code, relating to peace officers' deputies.

Referred to Committee on Judiciary.

Assembly Bill No. 1680—An act to add Section 9356.3 to the Government Code, relating to the Legislators' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1863—An act to create a flood control district to be called Sierra County Flood Control and Water Conservation District; to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; to provide for the acquisition, retention, and reclaiming of drainage, storm, flood, and other waters and to save, conserve, and distribute such waters for beneficial use in said district; to authorize the development and sale of electric power; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district.

Referred to Committee on Water Resources.

Assembly Bill No. 2144—An act to add Section 86.6 to the Agricultural Code, relating to district agricultural associations.

Referred to Committee on Agriculture.

Assembly Bill No. 2163—An act to amend Section 50704 of the Water Code, relating to reclamation districts.

Referred to Committee on Local Government.

Assembly Bill No. 2223—An act to amend Section 7204 of the Revenue and Taxation Code, relating to transmittal of local sales and use tax collections by the State Board of Equalization.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 2359—An act to amend Section 30682 of the Streets and Highways Code, relating to the financing and construction of a bridge from San Pedro to Terminal Island.

Referred to Committee on Transportation.

Assembly Bill No. 2520—An act to add Section 5556.5 to the Elections Code, relating to the time for voting.

Referred to Committee on Elections.

Assembly Bill No. 2549—An act to add Section 146b to the Penal Code, relating to simulating official inquiries.

Referred to Committee on Judiciary.

Assembly Bill No. 2589—An act to amend Section 1944 of the Labor Code, relating to employment of aliens.

Referred to Committeee on Education.

Assembly Bill No. 2591—An act to add Section 12902 to the Water Code, relating to state water projects.

Referred to Committee on Water Resources.

Assembly Bill No. 2601—An act to amend Section 7057 of the Public Resources Code, relating to oil and gas leases.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2619—An act to amend Sections 4250 and 4252 of the Penal Code, relating to blood donations by prisoners.

Referred to Committee on Judiciary.

Assembly Bill No. 2635—An act to amend Sections 3.1, 3.3, and 3.6 of the Los Angeles County Flood Control Act (Chapter 755 of the Statutes of 1915), relating to the Los Angeles County Flood Control District.

Referred to Committee on Water Resources.

Assembly Bill No. 2689—An act to add Section 25265 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to flashing lights for levee maintenance vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 2701—An act to amend Sections 7, 285, 350, 675, 1503, 1651, 2101, 2105, 2259, 2400, 4150, 5017, 5750, 6850, 6851, 9255, 9262, 9264, 9400, 9401, 9703, 11102, 11107, 11703, 11801, 11802, 12513, 12514, 12816, 13350, 13555, 13953, 14100, 16005, 16053, 16107, 16482, 17700, 20013, 21058, 21457, 21460, 21464, 22107, 22352, 22452, 22510, 24001, 24404, 24600, 24604, 24610, 24951, 25251, 25301, 25501, 25651, 25800, 26116, 30069, 30800, 30801, 31009, 31608, 31610, 35414, 35713, 35714, 35790, 40303, 40516, 42050 of, to amend and renumber Section

25789 of, to amend the headings preceding Sections 9700 and 9800 of, to add Sections 286, 676, 11112 and 16110 to, and to repeal Sections 13353, 40308, 40309, and 40310 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to technical changes in the Vehicle Code as recodified.

Referred to Committee on Transportation.

Assembly Bill No. 2717—An act to add Chapter 5.5 (commencing at Section 54280 to Part 1 of Division 2 of Title 5 of the Government Code, relating to conversion of sea water.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY, CALIFORNIA LEGISLATURE
May 29, 1959

Hon. Joseph A. Beek
Secretary of the Senate

DEAR MR. BEEK: Pursuant to your request, the Assembly has directed me to return to the Senate, Assembly Bill No. 1142.

Very truly yours,

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

AAO:ds
Enc. 1

Message read.

MOTION TO RESCIND

Senator Regan moved that the vote whereby Assembly Bill No. 1142 was passed by the Senate on May 26, 1959 be rescinded.

The roll was called and the motion to rescind was carried by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Request for Unanimous Consent

Senator Regan asked for, and was granted, uanimous consent to take up Assembly Bill No. 1142, at this time, for consideration.

CONSIDERATION OF ASSEMBLY BILL NO. 1142

Assembly Bill No. 1142—An act to amend Section 1405 of the Probate Code, relating to guardians.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 12, of the printed bill, after the period, insert "If the estate does not exceed ten thousand dollars ($10,000), the court may require that the money in the estate be deposited in a bank or trust company or be invested in an account in an insured savings and loan association subject to withdrawal only upon the order of the court in which case no bond be required of the guardian."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

LETTER OF TRANSMITTAL

SENATE INTERIM COMMITTEE ON AVIATION
CALIFORNIA LEGISLATURE, SACRAMENTO, May 29, 1959

Hon. Glenn M. Anderson
President of the Senate
State Capitol, Sacramento, California

SIR: The Senate Interim Committee on Aviation submits herewith the final report covering its functions and activities during the 1957-58 interim.

The committee wishes to extend its thanks and appreciation to the Office of the Controller, the Board of Equalization, the Legislative Counsel, the Institute of Transportation and Traffic Engineering of the University of California, and to all the people who appeared and offered testimony and suggestions to the conclusion of this report.

Respectfully submitted,

STEPHEN P. TEALE, Chairman
SWIFT BERRY
FRED S. FARR

The letter of transmittal ordered printed in the Journal, and the report in the Appendix to the Journal.

Motion to Print Report

Senator Teale moved that 1,000 copies of the above final report of the Senate Interim Committee on Aviation, be printed for distribution.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 82—Relative to the passing of Mae Bromley.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 66—Relative to criminal procedure in time of disaster.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—30.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 2368—An act providing for the transfer to the General Fund of amounts constituting surplus from estates of deceased persons in the Unclaimed Property Fund in the State Treasury.

Bill read third time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, as amended in Assembly May 13, 1959, strike out lines 1 and 2, and insert "An act making an appropriation to the State School Fund".

Amendment No. 2

On page 1, strike out lines 5 through 7, inclusive, and insert "ceased persons, is hereby appropriated to the State School Fund to be expended for the purposes prescribed for expenditure of the State School Fund by the State Constitution and by state law."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1993—An act to add Chapter 10 (commencing at Section 25900) to Division 20 of, and to amend Sections 26244, 26247, 26254, and 26255 of the Health and Safety Code, to amend Section 1064 of the Agricultural Code, and to amend Sections 4168 and 4171 of the Business and Professions Code, relating to labeling of containers of dangerous drugs, poisons, and other hazardous substances.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stern, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5:26 p.m., on motion of Senator Cobey, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Cobey moved a call of the Senate.

Motion carried. Time, 5:27 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1456—An act to amend Sections 5901 and 5931 of the Elections Code, relating to absent voters.

Bill read third time, and presented by Senator Cameron.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister,

McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.31 p.m., on motion of Senator Cobey, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 1159 passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Hollister, McAteer, McBride, McCarthy, Murdy, Slattery, Thompson, and Williams—21.
NOES—Senators Arnold, Collier, Coombs, Donnelly, Fisher, Holmdahl, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, and Teale—15.

Motion to Reconsider

Senator Arnold moved to reconsider the vote whereby Senate Bill No. 1159 was passed.

Postponement of Reconsideration

On motion of Senator Arnold, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 1159 was passed, was continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 976—An act to amend Sections 20303 and 20330 of the Government Code, relating to membership in the State Employees' Retirement System.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Holmdahl, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 978—An act to add Sections 20988 and 21338 to, to amend Section 21706 of, and to repeal Section 21703 of, the Government Code, relating to the State Employees' Retirement System in respect to the integration therein of federal old-age and survivors' insurance coverage, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Rodda.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—30.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1259—An act to add Section 3864 to the Labor Code, relating to workmen's compensation.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Holmdahl, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 278—An act to amend Sections 10201, 10321.5, and 10581.5 of the Business and Professions Code, relating to real estate licenses.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1130—An act to amend Section 4127 of the Agricultural Code, relating to unfair practices.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1081—An act to add Article 11.5 (commencing at Section 9171) to Chapter 7 of Division 4 of the Education Code, and to add Chapter 5 (commencing at Section 551) to Division 2 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the acceptance of the provisions and benefits of the "National Defense Education Act of 1958," approved September 2, 1958, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator McAteer.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—36.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1376—An act to amend Sections 160.91, 160.92, 160.93, 160.94, and 160.95 of the Agricultural Code, relating to pest control.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1589—An act to add Section 665.5 to the Elections Code, relating to election procedure.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—34.
NOES—Senator Cameron—1.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 126—Relative to approving amendments to the charter of the City of Berkeley, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on the seventh day of April, 1959.

Resolution read, and presented by Senator Holmdahl.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1424—An act to amend Sections 25803, 35103 and 35104 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to overwidth implements of husbandry.

Bill read third time, and presented by Senator Montgomery.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Assembly Bill No. 1690—An act to amend Sections 4159, 4160, and 14600 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to notice of change of address of vehicle owners and operators.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Farr, Grunsky, Holmdahl, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, and Stiern—26.
NOES—Senators Cameron, Cobey, Donnelly, Erhart, Gibson, Hollister, Murdy, and Williams—8.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2031—An act to repeal Section 24755 of, and to add Sections 24749 and 27455 to, the Business and Professions Code, relating to alcoholic beverages.

Motion to Re-refer Assembly Bill No. 2031

Senator Brown moved that Assembly Bill No. 2031 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 1117—An act to amend Section 6701 of the Vehicle Code, as enacted by the Legislature at its 1959 Regular Session, relating to nonresident vehicles owned and operated by military personnel.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1333—An act to amend Section 31569.1 of the Streets and Highways Code, relating to the formation of districts under the Vehicle Parking District Law of 1943.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 48—Relative to the compilation of statistics by the California Highway Patrol.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 1294—An act to add Section 12521 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to chauffeurs' licenses for special highway construction equipment operators.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1399—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1239—An act to add Section 2671.5 to the Business and Professions Code, relating to the Physical Therapy Examining Committee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1259—An act to amend Section 19035.5 of the Business and Professions Code, relating to the California Advisory Board of Furniture and Bedding.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1414—An act to add Section 13 to the Business and Professions Code, relating to the definitions used in such code.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1237—An act to amend Section 2653 of the Business and Professions Code, relating to the Physical Therapy Examining Committee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1350—An act to add Section 20826.5 to the Business and Professions Code, relating to petroleum products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher,

[illegible] Dymally, Fenton, Grunsky, Hollingsworth, Lagomarsino, Lanterman, Lincoln, Lunardi, Maloney, Mills, Monagan, Murphy, Nejedly, Nicholas, Petris, Regan, Richardson, Rodda, Sankey, Schrade, Short, Stanford, Stiern, Teale, Tunnell, Weber, Wilson, Wood, Yorty and Zenovich.

Noes—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1481—An act to amend Sections 11251 and 11257 of the Business and Professions Code, relating to records maintained at escrow corporations.

To engrossing Committee

Hollingsworth moved to dispense with the reading of Senate Bill No. 1481 being on the Consent Calendar.

The Secretary is authorized with the permission of Senator Dills (in case returned) Senate Bill No. 1478 to amend reading No.

Senate Bill No. 1548—An act to amend Section 3541 of the Public Utilities Code and Section 11000.5 of the Government Code, relating to the annual salary of the members of the Public Utilities Commission of California.

Motion to the effect Senate Bill No. 1548

Hollingsworth moved that Senate Bill No. 1548 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1438—An act to add Section 3247 to the Public Resources Code, relating to grants of tide and submerged lands.

Motion to Re-refer Senate Bill No. 1438

Hollingsworth moved that Senate Bill No. 1438 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 2388—An act to amend Sections 104, 3777 and 4000 of the Elections and Streets and Highways Code, relating to nominations of women [illegible] persons.

Roll was called.

The roll was called, and the bill passed by the following vote:

Ayes—Senators Arnold, Brown, Burns, Cobey, Dills, Dolwig, Dymally, Fenton, Grunsky, Hollingsworth, Lagomarsino, Lanterman, Lincoln, Lunardi, Maloney, Mills, Monagan, Murphy, Nejedly, Nicholas, Petris, Regan, Richardson, Rodda, Sankey, Schrade, Short, Stanford, Stiern, Teale, Tunnell, Weber, Wilson, Wood, Yorty, Zenovich and Williams—36.

Noes—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1733—An act to add Section 3512 to the Revenue and Taxation Code, relating to the exemption from taxation of property used exclusively for the public schools.

Roll was called.

The roll was called and the bill passed by the following vote:

Ayes—Senators Arnold, Brown, Burns, Cobey, Dills, Dolwig, Dymally, Fenton, Grunsky, Hollingsworth, Lagomarsino, Lanterman, Lincoln, Lunardi, Maloney, Mills, Monagan, Murphy, Nejedly, Nicholas, Petris, Regan, Richardson, Rodda, Sankey, Schrade, Short, Stanford, Stiern, Teale, Tunnell, Weber, Wilson, Wood, Yorty, Zenovich and Williams—36.

Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1572—An act to add Section 7627 to the Labor Code, relating to orders of the Division of Industrial Safety on pressure vessels.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1731—An act to amend Section 42230 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to refund of fees upon rejection of applications.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2081—An act to amend Section 21756 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to passing trolley coaches.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2082—An act to amend Section 21804 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to entering highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2083—An act to amend Section 21451 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to traffic signals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2084—An act to amend Section 22651 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to removal of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2099—An act to amend Section 21662 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to mountain driving.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2105—An act to amend Section 25259 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to lights.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2121—An act to amend Sections 21457 and 21802 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to flashing red signals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2122—An act to add Section 22520 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the stopping of vehicles on freeways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2123—An act to add Section 40311 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to appearance in court for traffic violations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2205—An act to amend Section 22502 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to parking.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2206—An act to amend Section 555 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to sidewalks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher,

Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 26—Relative to the establishment of uniform rules of the road throughout the United States.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 886—An act to add Section 1582.1 to, and to amend Sections 1588, 1588.2 and 1594 of, the Labor Code, relating to employment agency licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 887—An act to amend Section 1684 of the Labor Code, relating to farm labor contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1044—An act to amend Sections 3701 and 3703 of the Labor Code, relating to workmen's compensation insurance and security.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1681—An act to add Section 22658 to, and to amend Section 22851 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the removal of vehicles from private property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 438—An act to amend Section 311 of the Fish and Game Code, relating to salmon fishing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1922—An act to amend Section 8373 of the Fish and Game Code, relating to sale of fish.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2413—An act to amend Section 4002 of the Fish and Game Code, relating to taking fur-bearing mammals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1957—An act to add Sections 20933.5 and 20814 of the Government Code, relating to the State Employees Retirement System.

Motion to Re-refer Assembly Bill No. 1957

Senator Brown moved that Assembly Bill No. 1957 be re-referred to Committee on Finance.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Dolwig moved that Assembly Bill No. 1637 be taken from the inactive file and placed on the second reading file.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, May 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1340
Senate Bill No. 1353
Senate Bill No. 1372
Senate Bill No. 1420
Senate Bill No. 1472

And reports the same correctly engrossed.

BURNS, Chairman

ADJOURNMENT

At 6.16 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, June 1, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-EIGHTH LEGISLATIVE DAY

ONE HUNDRED SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, June 1, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—40.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we realize that it must take a lot of patience with, and understanding of human frailties to be God. During these closing weeks of this Legislature, we are sorely pressed with work that must be done, and we need a lot of assistance. Help us to conserve our strength, to work at our tasks with patience, to keep our heads, even though others are losing theirs and blaming it on us. We pray for wisdom that we make not too many mistakes, so that we may have good reason to take pride in our achievements when the day of closing comes. AMEN.

PLEDGE OF ALLEGIANCE

Senator McAteer led the Senate in pledging allegiance to the Flag.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 28, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

KENNETH WILLIAM ANDREEN, a resident of Fresno; attended Chico State College and the University of California and Hastings College of the Law. He is a Navy veteran of World War II;

Member, Certified Shorthand Reporters Board, vice Byron C. Morton, term expired, for the term prescribed by law, ending December 31, 1961.

WILLIAM KIRK STEWART, a resident of Carmel Highlands; attended the University of California and Harvard Law School; has practiced law since 1953. He served with the Economic Co-operation Administration and the Mutual Security Administration in Paris from 1950 to 1953 and was a Democratic candidate for Congress from the Thirteenth Congressional District in 1956 and 1958;

Member, Certified Shorthand Reporters Board, vice Franklin Roberts, Jr., term expired, for the term prescribed by law, ending December 31, 1961.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Arthur N. Eve, principal, Mrs. Chris Berg, Mrs. Bruce T. Baker, Mrs. Henry Winther, Mrs. Arthur N. Eve, Mrs. Charles Chase, and the following students of Cacheville Elementary School: Jack Andrade, Eloy Garcia, John Gorman, John Lara, Robert Marquez, Raphel Rico, Frank Sevilla, Mike Storz, Richard Tafoya, Wayne Theirs, John Vidales, Albert Weiss, Richard Wetzel, Clifford Winther, Theresa Eve, Cynthia Hayden, Esther Savala, Ronald Berg, Jim Hernandez, Kenneth Jessee, Mike Lemus, Charles Timm, Ernest Weiss, Larry Sandoval, Bernie Bermudez, Suzanne Adan, Margie Avila, Lynn Baker, Sharon Cruz, Peggy Dela Torres, Margarita Lavorico, Mary Medina, Christina Savala, Gaylin Vann, Jean Winther, Margie Dominguez, Armida Dominguez, and Robert Valenzuela.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Charles Hurley of Fresno.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to E. L. "Barney" Sieber of Salinas; Jim Thompson of Salinas; Mr. and Mrs. Edwin Bliss of Monterey and their children, Jimmy, Terrence, and Todd.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Maxine Hill of Long Beach; Mr. and Mrs. Taylor Bane of Long Beach; Richard Jones of Bellflower; Mr. Nes Fritsen of Los Angeles; Mrs. Fred Markham of Balboa Park; Mrs. Vincent Dalsimer of Sacramento; Dennis Dalsimer of Sacramento; and Mrs. Norman Seewald of Playa del Rey.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Odessa Gilbank, Florence Black, Jean Carlton, Sally Hanes, and Ruth Masters, all of Orange County.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Freddy J. Waddell, principal, Mr. Basil E. Judd, and the following students of Oakhurst Union Elementary School: Jay Combs, Ronnie Holdsclaw, Rodney Montgomery, Larry Schultz, Monty Wheeler, Barbara Bettencourt, Sandra Dye, Carol Edwards, Annabelle Lewis, Judy Norberg, Bobbie Palmberg, Janet Thomas, and Virginia Wood.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the graduating class of Sarah Dix Hamlin School in San Francisco: Malinda Abbe, Noel D. Beardsley, Anne E. Cherney, Joyce Cuneo, Phoebe Galgiani, Jennifer Hamill, Stephanie Michaels, Ivy Richardson, Roberta Schonfeld, Florence Scudder, Patricia Elaine Smith, Cathryn Stevenson, Marsha Ann Walsh, and Gail Worth, all of San Francisco; Mary Amthor and Ines de Sola, of San Salvador, El Salvador, C. A.; Kirsten Bergquist of London, England; Jennifer Hamill of Berkeley; Margaret Johnson of Larkspur; Nannette Lindemann of Los Banos; Elizabeth O'Hara of Woodland; Susan Potter Staffler of Fort Bragg; Hildegarde Sumpf of Fresno; Donna Willock of Suisun; and Kathleen Regan, the daughter of Senator Regan, of Weaverville.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Mitchell and the following students of South Tahoe Elementary School: Allen Anderson, Carole Bacon, Beverly Campbell, Everett Campbell, Genevive Chacon, Jane Dealy, Diana Dunckhorst, Carol Endicott, Keith Hegarty, Carolyn Hoffman, Albertha Johnson, Chuck Kowalchuck, Joan Kuraisa, Jean Lawson, Donald Miller, Harold Miller, Joe Pearce, Charles Phenix, Dick Pimley, Craig Salmanson, Georgia Scott, Sharon Shultz, Robert Sigle, Sharon Speetyen, Mary Stauffacher, Patricia Weaver, William Williamson, Ronald Welson, Michele Yeoman, Dennis Zurlinden, and Franklin Wood.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. James McDavid, Mrs. James Murray, Mrs. Kenneth Reid, and the following Girl Scouts: Charlotte Turner, Carol Vedder, Marilyn Troglin, Linda McDavid, Kathleen Murray, Pamela Reid, Patricia Reid, Diane Hale, and Sally Monroe.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Ann Barrick and the following students of Marsh Elementary School: Rondal Gatewood, Glenn Bastian, Forrest Bowers, Doyle Crismore, Bruce Davis, Steven Llewellyn, Larry Martinez, Michael McCoy, Tony Mello, Kenneth Pool, Raymond Reilly, Timothy Rios, Orden Spicer, Dennis Whardo, Jerry Bledsoe, Patricia Andrews, Emogene Betz, Carlynn Carvalho, Ann Dean, Sandra Graham, Jaynell Grant, Patricia Hampton, Dana Hargis, Mary Lucido, Denise Rogers, Pamela Troutman, Kathy Varner, Sally Rogers, Susan Rogers, Barbara Roche, and Carolyn Shaw.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Mojave High School Seniors: Sue McDonald, Margaret Anderson, Oran Wellman, Sue Hoover, Wanda Mierta, Charlene Ferguson, Bill Kinnison, Harvey Wills, Robert Brae, Mike Frost, Bill White, Phyllis Frew, Alice Gagon, Jimmy Ott, Ralph Carter, Marilie Willson, Sam Spratt, Peggy Sherrill, Diana Blackwell, Theda Deck, Phil Bowlen, Ganann Franklin, Patricia Roberts, Deann Stansberry, Ronnie Cook, Bill Docker, and Pansy Lance.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Singer, Mrs. Mickus, and the following students of Sutter Union School: Jim Anderson, Steven Barker, Craig Bumby, Anson Crutcher, Lawrence Hagenau, Bruce Hillebert, Curtis Stogwa, Bruce Mills, Don Mitchel, Ronnie Smith, Scott Sommers, Davis Warren, Jim Wilson, Mike Woodard, Harry VonRotz, Connie DeCoe, Joan Fong, Debora Gref, Cheryl McDowell, Loretta McLaughlin, Betty McManus, Jane Michus, Elna Schafer, Kathy Treaster, Cassy Vandiver, Anna Jew, and John Peach.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, June 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 1172—An act to add Part 13 (commencing with Section 30001) to Division 2 of the Revenue and Taxation Code, imposing a tax with respect to cigarettes, and making an appropriation, to take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Miller, Burns, and Berry as a Senate Committee on Conference concerning Assembly Bill No. 1172 to meet a like Committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, June 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1226.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, June 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 722.
Assembly Bill No. 1000.
Assembly Bill No. 2490.
Assembly Bill No. 2561.
Assembly Bill No. 2562.
Assembly Bill No. 2600.
Assembly Bill No. 2607.
Assembly Bill No. 2712.
Assembly Bill No. 1175.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 722—An act to add Section 69751 to the Government Code, relating to the sessions of the superior courts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1000—An act to amend Sections 1504, 5153, 5154, 5202, 7001, 7018.1, 7032, 7032.1, 7034, 7035.1, 7036, 7037.2, 7038, 7041, 7042, 7043, 7044, 7075, 7081, 7091, 7092.1, 7097, 7101.1, 7101.2, 7102.1, 7102.2, 7103.1, 7103.2, 7121, 7121.1, 9191, 9192, and 10208, of, to repeal Sections 7037, 7037.1, 7094, 7095, 7109.2, 7109.21, 7109.22 and 9176.1 of, and to add Sections 6999, 7032.5, 7033.1, 7037, 7037.01, 7037.02, 7037.1, 7038.1, 7083, 7091.1, 7091.2, 7093.1, 7095.1, 7096.2, 7109.01,

7109.2, and 7121.3 to, and to add Article 11.2 (commencing at Section 7099) and Article 11.3 (commencing at Section 7100) to Chapter 15, Division 3 of, the Education Code, to amend Sections 6354, 8109, 10808, 12155, 13525.1, 17301.1, 17303.1, 17306.1, 17352, 17402, 17403.1, 17405.1, 17411.1, 17503.1, 17616.1, 17655.1, 17656.1, 17658.1, 17660.1, 17661.1, 17665.1, 17666.1, 17702.1, 17751.1, 17801.1, 17851.1, 17901.1, 17903.1, 17951.1, 18060.1, 18102, 18103, 18152, 18153, 18202, 18203, 18352.1, 18355.1, 18356.1, 18357.1, 18358.1, 18401.1, 18451.1, 18452.1, 18453.1, 18455.1, 18456.1, and 18460.1 of, to repeal Sections 6354, 13525, 17301, 17303, 17306, 17403, 17405, 17411, 17503, 17616, 17655, 17656, 17658, 17660, 17661, 17663, 17663.1, 17664, 17664.1, 17665, 17666, 17702, 17751, 17801, 17851, 17901, 17903, 17905, 17905.1, 17906, 17906.1, 17951, 17952, 18003, 18005, 18005.1, 18006, 18060, 18101, 18104, 18105, 18151, 18154, 18155, 18201, 18204, 18205, 18352, 18355, 18356, 18357, 18358, 18401, 18451, 18452, 18453, 18454, 18455, 18456, 18457, 18459, and 18460 of, and to add Sections 17300, 17656.01, 17404.5, 17657.1, 17663, 17663.5, 17663.7, 17664, 17666.2, 17704, 17903.2, 17901.1, 17901.5, 17906.2, 18001.5, 18003, and Article 8.5 (commencing at Section 17970) and Article 8.6 (commencing at Section 17990) to Chapter 3 of Division 14 of, the Education Code as enacted by the Legislature at its 1959 Regular Session, and to repeal Section 47 of Chapter 1073 of the Statutes of 1957, relating to the Public School System, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 2490—An act to add Section 40519 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to procedure in Vehicle Code violation cases.

Referred to Committee on Transportation.

Assembly Bill No. 2561—An act to add Section 172.6 to the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2562—An act to add Section 24051 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2600—An act relating to the further use and development of certain tide and submerged lands heretofore conveyed in trust to the City of Long Beach, and providing for the government, management and control thereof.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2607—An act to add Section 812 to Chapter 4, Title 3, Part 2 of the Penal Code, relating to arrest warrants.

Referred to Committee on Judiciary.

Assembly Bill No. 2712—An act to repeal Section 647 of, and to add Section 647 to, the Penal Code, relating to criminal offenses.

Referred to Committee on Judiciary.

Assembly Bill No. 1175—An act to amend Sections 23151, 23153, 23184, 23186, 23333, 23501, 23771, 24349, 24350, 24355, 25552 and 25552b of, and to add Sections 24351, 24352, 24353, 24354, 24356, 24356.1 and 24575.1 to the Revenue and Taxation Code, relating to bank and corporation taxes, to take effect immediately.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 398

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 398—An act to amend Sections 12512, 12513, 12514, and 12650 of, to add Section 13367 to, and to repeal Section 12507 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to age limits for vehicle drivers' licenses.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, May 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2240

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 2240—An act to add Sections 35012 and 35013 to the Government Code, relating to cities.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 6
Senate Bill No. 401
Senate Bill No. 576
Senate Bill No. 1416

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Constitutional Amendment No. 31

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1379

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 345
Senate Bill No. 777
Senate Bill No. 1113
Senate Constitutional Amendment No. 25
Senate Bill No. 1122
Senate Bill No. 1287
Senate Bill No. 1363

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 944

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 709
Senate Bill No. 1327
Senate Bill No. 1360
Senate Bill No. 1369
Senate Bill No. 1408
Senate Bill No. 1422

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 486

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Agriculture

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 1192

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an appropriate interim committee.

BYRNE, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1390
Senate Bill No. 1391
Senate Bill No. 1443

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 1172
Senate Bill No. 1288
Assembly Bill No. 2166
Assembly Bill No. 2285
Assembly Bill No. 2286

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 1298

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and to Consent Calendar.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 1
Senate Bill No. 443
Senate Bill No. 550

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for study.

McBRIDE, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 1078

Has had the same under consideration, and reports the same back with recommendation: Be placed on the inactive file.

McBRIDE, Chairman

Above reported bill ordered to the inactive file.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 425
Senate Bill No. 1167
Senate Bill No. 1242

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, May 30, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 103
Senate Bill No. 112
Senate Bill No. 205
Senate Bill No. 214
Senate Bill No. 469
Senate Bill No. 606
Senate Bill No. 958
Senate Bill No. 1061
Senate Bill No. 1155
Senate Bill No. 1179
Senate Bill No. 1188
Senate Bill No. 1199
Senate Bill No. 1339
Senate Bill No. 1382
Senate Bill No. 1397
Senate Bill No. 1476
Senate Bill No. 1243
Senate Bill No. 1444
Senate Bill No. 1264
Senate Bill No. 1267
Senate Bill No. 1342

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 220
Senate Bill No. 597
Senate Bill No. 789
Senate Bill No. 801
Senate Bill No. 872
Senate Bill No. 898
Senate Bill No. 955
Senate Bill No. 1077
Senate Bill No. 1129
Senate Bill No. 1235
Senate Bill No. 1265

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 697

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 1125

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, May 27, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 1462

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 795

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Assembly Bill No. 2184

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FARR, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which were referred:

Senate Bill No. 54
Senate Bill No. 24

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an appropriate interim committee.

FARR, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Local Government

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 2002

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which were referred:

Senate Constitution Amendment No. 13
Senate Concurrent Resolution No. 49
Assembly Joint Resolution No. 17
Assembly Joint Resolution No. 18

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

FARR, Chairman

Above reported resolutions ordered to third reading.

Committee on Local Government

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 1529

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Labor, to which were referred:

Assembly Bill No. 213
Assembly Bill No. 880

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 1034

Has had the same under consideration, and reports the same back with the recommendation: Re-refer to the Committee on Rules for direction to interim study.

MONTGOMERY, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Labor, to which were referred:

Senate Bill No. 1427
Assembly Bill No. 515

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 1023
Senate Bill No. 1432
Senate Bill No. 1433
Senate Bill No. 1470

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee.

DILWORTH, Chairman

Above reported bills re-referred to Committee on Rules.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 1456
Senate Constitutional Amendment No. 16

Has had the same under consideration, and reports the same back with the recommendation: Amend and be re-referred to Committee on Rules for assignment to proper interim committee.

DILWORTH, Chairman

Above reported bill ordered to second reading.
Above reported resolution ordered to second reading.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 1464
Senate Constitutional Amendment No. 19

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bill ordered to second reading.
Above reported resolution ordered to third reading.

Committee on Public Utilities

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Assembly Bill No. 846

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 1383

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1522

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass, and be placed on the Consent Calendar.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred Senate B. 2 No. 636

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended

DILLWORTH, Chairman

Above reported bill ordered to second reading

Committee on Business and Professions

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Assembly Bill No. 1698.

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee

JOHNSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1698

Senator Johnson moved that Assembly Bill No. 1698 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1698 An act to add Chapter 3 (commencing with Section 17750) to Part 3 of Division 7 of the Business and Professions Code, relating to the regulation, registration, and bonding of trading stamp companies.

Bill read second time.

Motion to Amend

Senator Johnson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 27, 1959, strike out line 7.

Amendment No. 2

On page 1, line 8, strike out "(a)", and insert "17750."

Amendment No. 3

On page 1, strike out lines 12 to 16, inclusive, and insert "redemption, to receive merchandise, service or cash.

17751. "Trading stamp" does not include any redeemable device used by the manufacturer or packer of an article, in advertising or selling it, or any redeemable device issued and redeemed by a newspaper, magazine, or other publication.

17752. "Trading stamp" does not include any coupon, caused to be prepared by the merchant using the same and distributed by him to his customers, which coupon, ticket, certificate, card or other similar device is redeemable only by such merchant for or in connection with the purchase of specific articles of merchandise carried in his stock.

17753. The Legislature finds and declares that the devices described in Sections 17751 and 17752 are classes of articles that are not employed in connection with practices which must be regulated as provided in this chapter to protect the people of California against improper activities of irresponsible trading stamp companies."

Amendment No. 4

On page 1, line 17, strike out "(b)", and insert "17754."

Amendment No. 5

On page 2, line 1, strike out "(c)", and insert "17755."

Amendment No. 6

On page 2, between lines 2 and 3, insert

"17756. "Commissioner" means the Commissioner of Corporations.

17757. "Issue" includes use, distribute, give away, sell, furnish, and license such use, distribution, gift, sale or furnishing.

17758. "Merchant" includes retailer, person dealing in services, or person in a similar capacity.

17759. It is unlawful for any person to issue any trading stamp unless such stamp shall have imprinted thereon:

(a) The name of a trading stamp company licensed under the provisions of this chapter, which is responsible for the redemption of the stamp.

(b) The redeemable value thereof in cents, mills, or fractions of cents.

17760. Any trading stamp company shall redeem upon presentation, any trading stamp which it has issued either in goods, wares, or merchandise, or in cash, good and lawful money of the United States, at the option of the holder thereof. Trading stamps shall only be presented for redemption in cash in an amount aggregating not less than one dollar ($1).

17761. It is unlawful for any person to willfully issue or redeem any trading stamp without the consent of the trading stamp company which issued such stamps.

17762. It is unlawful for any person to engage in the business or act in the capacity of a trading stamp company without having a license obtained under the provisions of this chapter.

Nothing contained in this chapter shall prohibit any person who was licensed as a trading stamp company under the provisions of this chapter, but who ceased to possess such a license, from redeeming the trading stamps issued pursuant to such license.

17763. Nothing in this chapter shall prevent any person from redeeming, pursuant to contract, any trading stamps issued on or before June 30, 1960."

Amendment No. 7

On page 2, line 3, strike out "17751", and insert "17764".

Amendment No. 8

On page 2, line 6, strike out "Secretary of State", and insert "commissioner".

Amendment No. 9

On page 2, line 31, strike out "17752", and insert "17765".

Amendment No. 10

On page 2, line 38, strike out "17753", and insert "17766".

Amendment No. 11

On page 2, line 40, strike out "Secretary of State", and insert "commissioner".

Amendment No. 12

On page 2, line 45, strike out "Secretary of State", and insert "commissioner".

Amendment No. 13

On page 2, line 47, strike out "Secretary of State", and insert "commissioner".

Amendment No. 14

On page 2, line 50, strike out "Secretary", and insert "commissioner".

Amendment No. 15

On page 3, line 4, strike out "Secretary", and insert "commissioner".

Amendment No. 16

On page 3, strike out line 14, and insert "the commissioner within such three months period, the commissioner".

Amendment No. 17

On page 3, lines 18 and 19, strike out "Secretary", and insert "commissioner".

Amendment No. 18

On page 3, line 21, strike out "Secretary", and insert "commissioner".

Amendment No. 19

On page 3, line 24, strike out "Secretary", and insert "commissioner".

Amendment No. 20

On page 3, line 26, strike out "Secretary", and insert "commissioner".

Amendment No. 21

On page 3, line 29, strike out "Secretary", and insert "commissioner".

Amendment No. 22

On page 3, lines 33 and 34, strike out "Secretary", and insert "commissioner".

Amendment No. 23

On page 3, line 35, strike out "Secretary", and insert "commissioner".

Amendment No. 24

On page 3, line 39, strike out "Secretary", and insert "commissioner".

Amendment No. 25

On page 3, line 44, strike out "Secretary", and insert "commissioner".

Amendment No. 26

On page 3, line 48, strike out "Secretary", and insert "commissioner".

Amendment No. 27

On page 4, between lines 4 and 5, insert

"17767. A surviving member or members of a licensed copartnership by reason of death shall be entitled to continue in business under such license, until the expiration date thereof, if the surviving member or members shall continue to comply with the provisions of this chapter and if notice is given to the commissioner within 30 days after death of the member.

17768. In the event that any trading stamp company should cease to comply with the provisions of Section 17765, the license and all rights, powers, and privileges conferred by it to the company shall be automatically suspended.

17769. The commissioner may, after a hearing, suspend or revoke any license, if he finds that the licensee, or any of its partners, officers, or directors:

(a) Has violated any provision of this chapter.

(b) Has been convicted of a felony.

(c) Made any false statement in his application for a license.

17770. All fees and penalties and all receipts of any kind and nature received under the provisions of this chapter, shall be paid into the State Treasury and shall be credited to the General Fund.

17771. The commissioner may, in accordance with the provisions of Chapter 4 (commencing at Section 11370) of Part 1 of Division 3 of Title 2 of the Government Code, adopt, amend, or repeal such rules and regulations as are reasonably necessary for carrying out the provisions of this chapter."

Amendment No. 28

On page 4, line 5, strike out "17754", and insert "17772".

Amendment No. 29

On page 4, line 8, strike out "Secretary of State", and insert "commissioner".

Amendment No. 30

On page 4, line 10, strike out "17755", and insert "17773".

Amendment No. 31

On page 4, line 29, strike out "17756", and insert "17774".

Amendment No. 32

On page 4, line 34, strike out "Secretary of State", and insert "commissioner".

Amendment No. 33

On page 4, line 36, strike out "17757", and insert "17775".

Amendment No. 34

On page 4, lines 37 and 38, strike out "Secretary of State", and insert "Commissioner".

Amendment No. 35

On page 4, line 41, strike out "Secretary of State", and insert "commissioner".

Amendment No. 36

On page 4, strike out lines 45 to 51, inclusive, and insert

"17776. Any merchant who has issued to his customers or other persons the trading stamps of any licensee under this chapter, and who proposes to discontinue or does discontinue the issuance of the stamps of such licensee for any reason whatsoever, shall post a notice at every place in his establishment at which such stamps were or are issued, in letters equal at least in size to 18-point type, containing at least the following information:

(a) The fact that such stamps will no longer be issued by the merchant and the date of discontinuance of issuance.

(b) The name and address in this State, of the licensee under this chapter, who is responsible for the redemption of such stamps.

(c) The fact that the licensee is licensed by the Commissioner of Corporations of the State of California and has posted a bond with the commissioner to assure the redemption of such stamps upon presentation to the licensee.

(d) The fact that the stamps are redeemable either in goods, wares, merchandise, or in cash, good and lawful money of the United States, at the option of the stamp holder, and stating the cash redemption value of each stamp, and that it is necessary for the holder to present trading stamps in an amount aggregating not less than one dollar ($1) for redemption in cash.

The notice required by this section shall be posted within at least seven days from the date on which the issuance of such stamps is discontinued and shall remain posted for 30 days.

Any person who violates this section is guilty of a misdemeanor and is punishable by imprisonment in the county jail not exceeding six months, or by fine not exceeding five hundred dollars ($500), or both,

17777. No trading stamp company shall cease the issuance of trading stamps unless it notifies the commissioner in writing at least 90 days prior to such cessation, and gives written notice at such time to each merchant in the State which has at any time within one year issued trading stamps which the company is obligated to redeem."

Amendment No. 37

On page 5, line 1, strike out "17759", and insert "17778".

Amendment No. 38

On page 5, between lines 6 and 7, insert

"17779. Trading stamps issued by a licensee under this chapter are exempt from the Corporate Securities Law (Division 1, commencing at Section 25000, of Title 4 of the Corporations Code)."

Amendment No. 39

On page 5, line 7, strike out "17760", and insert "17780".

Amendment No. 40

On page 5, after line 18, insert

"SEC. 2. This act shall take effect on July 1, 1960.

SEC. 3. If any provision of this act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 917

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 917

Senator Shaw moved that Senate Bill No. 917 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 917—An act to amend Section 4360 of the Agricultural Code, relating to milk and milk products.

Bill read second time.

Motion to Amend

Senator Shaw moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 4360.1 to,".

Amendment No. 2

On page 2, following line 22, insert

"SEC. 2. Section 4360.1 is added to said code, to read:

4360.1. In establishing minimum wholesale and minimum retail prices for fluid milk, fluid cream, or both, as provided in Section 4360 of this code, the director shall not set minimum prices for fluid milk, fluid cream, or both, which would tend to create conditions of instability in the milk industry arising from inequitable competitive advantage in sales to wholesale customers by distributors or in sales to consumers by distributors and retail stores."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Chairman of the Commitee on Finance, to which was referred:

Assembly Bill No. 1433

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1433

Senator Burns moved that Assembly Bill No. 1433 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1433—An act to amend Sections 92.7 and 92.8 of the Agricultural Code, to amend Sections 19624 and 19626 of the Business and Professions Code, and to amend Sections 19626, 19627, and 19630 of the Business and Professions Code as proposed by Assembly Bill No. 1755 of the 1959 Regular Session, relating to fairs and to the Fair and Exposition Fund.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 9, lines 36 and 37, of the printed bill, as amended in Senate May 29, 1959, strike out "as follows:".

Amendment No. 2

On page 9, line 44, after "Board", insert "and allocated by the Director of Finance in his discretion, for".

Amendment No. 3

On page 11, line 13, strike out "subdivision", and insert "section".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency to which were referred:

Assembly Bill 986
Assembly Bill 1220

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 986

Senator Gibson moved that Assembly Bill No. 986 be amended and re-referred to Committee on Government Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 986—An act to add Sections 7058.5, 7059, 7060, and 7061 to the Public Resources Code, relating to production of oil, gas or other hydrocarbons.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 21, of the printed bill, as amended in Assembly March 19, 1959, strike out "and until", and insert "prior to adopting the resolution provided for by Section 7058.5 the city shall have petitioned the State Lands Commission for approval of the proposed resolution, and the proposed resolution shall have been".

Amendment No. 2

On page 2, strike out lines 26 to 28, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 1220

Senator Gibson moved that Assembly Bill No. 1220 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1220—An act to add Section 7054.5 to, and to amend Section 7052 of, the Public Resources Code, relating to oil, gas, and mineral leases by public agencies.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Assembly May 12, 1959, delete "any".

Amendment No. 2

On page 1, line 4, after "thereto", insert "for the production, extraction, or removal of minerals, oil, gas, or other hydrocarbons from tide or submerged lands which have been granted by the State to a public agency in trust wherein the State has not reserved the minerals,".

Amendment No. 3

On page 2, line 18, after "renewal", insert "or extension for a fixed term not exceeding the original term".

Amendment No. 4

On page 2, line 19, after "agreements", insert "initially".

Amendment No. 5

On page 2, line 19, strike out "; provided, that such", and insert a period.

Amendment No. 6

On page 2, strike out lines 20 and 21.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 1486

Reports the same back with author's amendments with the recommendation: Amend, and to Consent Calendar.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 1486

Senator Williams moved that Senate Bill No. 1486 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1486—An act to add Division 1a (commencing at Section 25) and Sections 37, 38, and 71 to, and to amend Section 45 of, the Citrus Pest District Control Act (Chapter 89, Statutes of 1939), relating to the consolidation of districts.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate May 29, 1959, strike out "Citrus", and insert "Citrous".

Amendment No. 2

On page 1, line 2, strike out "Citrus", and insert "Citrous".

Amendment No. 3

On page 1, line 13, strike out "citrus", and insert "citrous".

Amendment No. 4

On page 1, line 21, strike out "citrus fruit", and insert "citrous".

Amendment No. 5

On page 2, line 6, strike out "citrus fruit", and insert "citrous".

Amendment No. 6

On page 2, line 12, strike out "citrus", and insert "citrous".

Amendment No. 7

On page 2, line 22, strike out "citrus", and insert "citrous".

Amendment No. 8

On page 2, line 37, strike out "citrus", and insert "citrous".

Amendment No. 9

On page 3, line 9, strike out "citrus", and insert "citrous".

Amendment No. 10

On page 3, line 16, strike out "citrus", and insert "citrous".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 1474

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 1474

Senator Farr moved that Senate Bill No. 1474 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1474—An act to add Section 4017.5 to the Penal Code, relating to the employment of county jail prisoners.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 25, 1959, strike out "add Section 4017.5 to", and insert "amend Section 4125.1 of".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 4125.1 of the Penal Code is amended to read:

4125.1. The board of supervisors may contract with the United States or the State of California, or any department or agency thereof, for the performance of work and labor by any person in custody on any county industrial farm or industrial road camp *or confined in the county jail or branch thereof under a final judgment of imprisonment rendered in a criminal action or proceeding or as a condition of probation* in the suppression of fires within and upon the national forests, state parks, or other lands of the United States or the State of California, or within and upon such other lands, of whatever ownership, contiguous to, or adjacent to

said state or federal lands, the suppression of fires upon which other lands affords fire protection to said state or federal lands. Such payments as may be so contracted for and to be paid by the United States or by the State of California for the work and labor so performed by any person so in custody may, by order of the board of supervisors, be credited in full or in part, and upon such terms and conditions as the board shall determine, to any such person so in custody and performing such work and labor, and all in addition to those credits hereinbefore provided in Section 4125 of this code.

Whenever any such person so in custody shall perform the services herein specified he shall be subject to workmen's compensation benefits to the same extent as a county employee, and the board of supervisors shall provide and cover any such person so in custody, while performing such services, with accident, death and compensation insurance as is otherwise regularly provided for employees of the county.

The term "suppression of fires" as herein used shall include the construction of firebreaks and other works of improvement for the prevention and suppression of fire whether or not constructed in the actual course of suppression of existing fires."

Amendment No. 3

On page 1, strike out lines 2 to 26, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Assembly Bill No. 1448

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1448

Senator Cobey moved that Assembly Bill No. 1448 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1448—An act to add Title 4 (commencing with Section 13500) to Part 4 of the Penal Code, relating to standards for recruitment and training of local law enforcement officers, and making an appropriation.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 19 and 20, of the printed bill, as amended in Senate May 21, 1959, strike out "members of either city police departments or county sheriffs' offices", and insert "either sheriffs or chiefs of police or peace officers nominated by their respective sheriffs or chiefs of police".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 688
Assembly Bill No. 1827

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 688

Senator Dilworth moved that Assembly Bill No. 688 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 688—An act to add Sections 32008 and 32009 to the Revenue and Taxation Code, relating to alcoholic beverage taxes.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Assembly May 4, 1959 strike out "retail consumer", and insert "ultimate consumer or user".

Amendment No. 2

On page 1, line 11, strike out "to the purchaser the amount"; and strike out lines 12 and 13, and insert "in the licensed premises a notice of the amount of the tax included in the selling price and charged or payable pursuant to this part".

Amendment No. 3

On page 1, line 14, strike out "aged distilled spirits;".

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 688

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 4, 1959, strike out "add Sections 32008 and 32009 to", and insert "amend Sections 6011 and 6012 of, and to add Section 32008 to,".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 6011 of the Revenue and Taxation Code is amended to read:

6011. "Sales price" means the total amount for which tangible personal property is sold, valued in money, whether paid in money or otherwise, without any deduction on account of any of the following:

(a) The cost of the property sold.

(b) The cost of materials used, labor or service cost, interest charged, losses, or any other expenses.

(c) The cost of transportation of the property prior to its purchase.

The total amount for which the property is sold includes all of the following:

(a) Any services that are a part of the sale.

(b) Any amount for which credit is given to the purchaser by the seller.

(c) The amount of any tax imposed by this State that is conclusively presumed to be a direct tax on the retail consumer, precollected by the seller for the purpose of convenience and facility only.

"Sales price" does not include any of the following:

(a) Cash discounts allowed and taken on sales.

(b) The amount charged for property returned by customers when that entire amount is refunded either in cash or credit, but this exclusion shall not apply in

any instance when the customer, in order to obtain the refund, is required to purchase other property at a price greater than the amount charged for the property that is returned. For the purpose of this section refund or credit of the entire amount shall be deemed to be given when the purchase price less rehandling and restocking costs are refunded or credited to the customer.

(c) The amount charged for labor or services rendered in installing or applying the property sold.

(d) The amount of any tax (not including, however, any manufacturers' or importers' excise tax) imposed by the United States upon or with respect to retail sales whether imposed upon the retailer or the consumer.

(e) On and after February 1, 1947, the amount of any tax imposed by any city, county or city and county within the State of California upon or with respect to retail sales of tangible personal property, measured by a stated percentage of sales price or gross receipts, whether imposed upon the retailer or the consumer.

(f) On and after February 1, 1947, the amount of any tax imposed by any city, county or city and county within the State of California with respect to the storage, use or other consumption in such city, county or city and county of tangible personal property measured by a stated percentage of sales price or purchase price, whether such tax is imposed upon the retailer or the consumer.

(g) Transportation charges separately stated, if the transportation occurs after the purchase of the property is made.

SEC. 2. Section 6012 of said code is amended to read:

6012. "Gross receipts" mean the total amount of the sale or lease or rental price, as the case may be, of the retail sales of retailers, valued in money, whether received in money or otherwise, without any deduction on account of any of the following:

(a) The cost of the property sold. However, in accordance with such rules and regulations as the board may prescribe, a deduction may be taken if the retailer has purchased property for some other purpose than resale, has reimbursed his vendor for tax which the vendor is required to pay to the State or has paid the use tax with respect to the property, and has resold the property prior to making any use of the property other than retention, demonstration, or display while holding it for sale in the regular course of business. If such a deduction is taken by the retailer, no refund or credit will be allowed to his vendor with respect to the sale of the property.

(b) The cost of the materials used, labor or service cost, interest paid, losses, or any other expense.

(c) The cost of transportation of the property prior to its sale to the purchaser.

The total amount of the sale or lease or rental price includes all of the following:

(a) Any services that are a part of the sale.

(b) All receipts, cash, credits and property of any kind.

(c) Any amount for which credit is allowed by the seller to the purchaser.

(d) The amount of any tax imposed by this State that is conclusively presumed to be a direct tax on the retail consumer, precollected by the seller for the purpose of convenience and facility only.

"Gross receipts" do not include any of the following:

(a) Cash discounts allowed and taken on sales.

(b) Sale price of property returned by customers when the full sale price is refunded either in cash or credit, but this exclusion shall not apply in any instance when the customer, in order to obtain the refund, is required to purchase other property at a price greater than the amount charged for the property that is returned. For the purpose of this section refund or credit of the entire amount shall be deemed to be given when the purchase price less rehandling and restocking costs are refunded or credited to the customer.

(c) The price received for labor or services used in installing or applying the property sold.

(d) The amount of any tax (not including, however, any manufacturers' or importers' excise tax) imposed by the United States upon or with respect to retail sales whether imposed upon the retailer or the consumer.

(e) On and after February 1, 1947, the amount of any tax imposed by any city, county or city and county within the State of California upon or with respect to retail sales of tangible personal property measured by a stated percentage of sales price or gross receipts whether imposed upon the retailer or the consumer.

(f) On and after February 1, 1947, the amount of any tax imposed by any city, county or city and county within the State of California with respect to the storage, use or other consumption in such city, county or city and county of tangible personal property measured by a stated percentage of sales price or purchase price, whether such tax is imposed upon the retailer or the consumer.

(g) Transportation charges separately stated, if the transportation occurs after the sale of the property is made to the purchaser.

For purposes of the sales tax, if the retailers establish to the satisfaction of the board that the sales tax has been added to the total amount of the sale price and

has not been absorbed by them, the total amount of the sale price shall be deemed to be the amount received exclusive of the tax imposed.

SEC. 3. Section 32008 is added to said code, to read:".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

MOTION TO AMEND ASSEMBLY BILL NO. 1827

Senator Dilworth moved that Assembly Bill No. 1827 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1827—An act to amend Section 2615.5 and 2910.7 of the Revenue and Taxation Code, relating to the payment of property taxes, including the tax bills and tax receipts.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in Senate May 26, 1959, after "pay." " insert "The board of supervisors shall establish by resolution such terms and conditions as it deems necessary and convenient relating to the delivery of tax bills to such persons and the duplicate thereof to the assessee as provided by this section."

Amendment No. 2

On page 2, line 21, after "pay." " insert "The board of supervisors shall establish by resolution such terms and conditions as it deems necessary and convenient relating to the delivery of tax bills to such persons and the duplicate thereof to the assessee as provided by this section."

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 1827

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 13, 1959, after "is", insert "requested by the assessee to be".

Amendment No. 2

On page 2, line 4, after "is", insert "requested by the assessee to be".

Amendments read, and adopted.

Bill ordered printed, and re-refererd to Committee on Revenue and Taxation.

MOTION TO READ BILLS SECOND TIME

Senator Burns moved that all bills reported from committee be given a second reading and placed on the third reading file.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1390—An act to add Section 1102.7 to the Agricultural Code, relating to eggs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1391—An act to add Section 380.13 to the Agricultural Code, relating to poultry.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1443—An act to amend Sections 595 and 599 of, to repeal Sections 597 and 598 of, and to add Section 657 to, the Agricultural Code, relating to milk and dairy products.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1172—An act to amend Section 631 of the Agricultural Code, relating to milk and dairy products.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1288—An act to amend Section 357.1 of the Agricultural Code, relating to the slaughter of cattle.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1298—An act to amend Section 1142 of the Agricultural Code, relating to egg products.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 13, of the printed bill, after "products", insert "for resale or manufacturing".

Amendment read and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 425—An act to amend Section 12880 of, and to add Sections 12881, 12882, 12883, 12884, 12885, 12886, 12887, 12888, 12889, and 12890 to, the Water Code, relating to state financial assistance for local projects, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 9, 1959, after "State", insert "and the State Water Resources Development System".

Amendment No. 2

On page 2, strike out lines 5 through 9, inclusive, and insert "(d) Loans may be made only for projects primarily for domestic, municipal, agricultural, or industrial purposes. Such loans may be made for all or any part of the cost of any such project but in no event shall any such loan be in an amount which is greater than the portion of the cost of the project which the department finds to be beyond the reasonable ability of the public agency to finance from other sources."

Amendment No. 3

On page 2, lines 13 and 14, strike out "the California Water Plan", and insert "this chapter".

Amendment No. 4

On page 2, line 47, after "Fund", insert ", which shall be available for the purposes of Sections 12883 and 12885,".

Amendment No. 5

On page 2, line 51, strike out "General Fund", and insert "California Water Fund".

Amendment No. 6

On page 3, line 4, after "made", insert ", with moneys from the fund,".

Amendment No. 7

On page 3, line 12, strike out "from the fund", and insert "from moneys available for such purpose".

Amendment No. 8

On page 3, lines 12 and 13, strike out "two million dollars ($2,000,000)", and insert "four million dollars ($4,000,000)".

Amendment No. 9

On page 3, lines 16 and 17, strike out "two million dollars ($2,000,000)", and insert "four million dollars ($4,000,000)".

Amendment No. 10

On page 3, line 33, strike out "from the fund", and insert "from moneys available for such purpose".

Amendment No. 11

On page 4, after line 18, insert

"SEC. 12. Section 3 of this act shall be operative only if Senate Bill No. 1106 is not enacted at the 1959 Regular Session of the Legislature."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1167—An act to add Chapter 21 (commencing at Section 6000) to Division 6 of the Agricultural Code, relating to milk.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in Senate May 21, 1959, strike out "of", and insert "is added to".

Amendment No. 2

On page 1, line 2, strike out "is added".

Amendment No. 3

On page 8, line 9, after "each", insert "of".

Amendment No. 4

On page 16, after line 30, insert

"SEC. 2. If any provision of this act or the application thereof to any person or circumstances is held invalid, it is the intention of the Legislature that such invalidity shall not affect Chapter 16 (commencing at Section 4100) and 17 (commencing at Section 4200) of Division 6 of the Agricultural Code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1242—An act to amend Section 75104.4 of the Government Code, relating to the Judges' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 1 of the printed bill, strike out lines 16 to 24, inclusive, and insert

"The Legislature hereby finds and declares that the payment of allowances to the surviving spouse of a judge pursuant to this section, as amended at the 1959 Regular

Session of the Legislature, serves a public purpose in that it promotes the public welfare by encouraging experienced jurists to continue their service in the expectation that the Legislature will fairly provide for their surviving spouses under changing circumstances, as the Legislature is now doing for spouses of judges who have heretofore died. Continued service by, and increased efficiency of, judges secure in this knowledge will more than compensate the State for any increased expense for allowances to surviving spouses provided by the amendment enacted at the 1959 session of the Legislature."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 103—An act to add Chapter 7.5 (commencing with Section 8201) to Part 2 of, and to add Part 2.5 (commencing with Section 8298.01) to, Division 9 of the Streets and Highways Code, relating to grade crossings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 112—An act to amend Sections 14361, 14373, 14383, 14391, 14392, 14403, 14413, 14423, 14428, 14798, and 14901 of, to repeal Section 14792 of, and to add Section 14902 to, the Revenue and Taxation Code, relating to inheritance tax refunds, creating the Inheritance Tax Fund, and making an appropriation thereof.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 205—An act making an appropriation to the Transportation Rate Fund, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 214—An act to create the Sutter County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Sutter County, prescribing the agency's powers and duties, providing for its organization, operation and management and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing for the levy and collection of taxes for the payment of general agency expenses, and for co-operation and contracts with any entity.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 269—An act to amend Section 12702 of the Health and Safety Code, relating to fireworks.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 606—An act to add Chapter 9 (commencing with Section 6900) to Division 8 of the Elections Code, relating to voting machines.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 958—An act to add Article 4 (commencing at Section 1365) to Chapter 5 of Part 2 of Division 2 of the Water Code, relating to the appropriation of water.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1061—An act to amend Sections 72 and 73 of, and to add Section 72.5 to, the Streets and Highways Code, relating to abandonment and relinquishment of state highways.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1155—An act to amend Section 24405 of the Revenue and Taxation Code, relating to exemptions of co-operative associations from taxation under the Bank and Corporation Tax Law.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1179—An act to amend Sections 34014, 34026, 34801, 34802, 34803, 35907, and 36575 of, and to add Sections 35008, 35009, 35410, 35411, 35909, 35910, 35911, 36409, 36831, 36832 and 36833 to, the Water Code, relating to California water districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1188—An act to add Sections 13105.5, 13113.5, 13145.5, and 13171.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the renewal of credentials authorizing service in the Public School System.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1199—An act to amend Section 447 of the Streets and Highways Code, relating to state highway routes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1243—An act to add Section 24456 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to student housing facilities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1264—An act to amend Section 4168 of the Public Resources Code, relating to the prohibition against possessing and firing of tracer and incendiary bullets.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1267—An act to amend Section 4009 of the Public Resources Code, relating to the appointment of voluntary firewardens, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1339—An act to amend Section 24206 of the Education Code as enacted at the 1959 Regular Session, relating to employees of state colleges.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1342—An act authorizing the sale of an armory in the City and County of San Francisco, and providing for disposition of the proceeds thereof.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1382—An act to add Section 152.5 to the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1397—An act to repeal Section 10131.1 of, and to add Chapter 5 (commencing at Section 10350) to Part 1, Division 4, of the Business and Professions Code; and to amend Sections 3081.1, 3081.3 and 3081.93 of the Civil Code, relating to mortgage loans and brokers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1444—An act to amend Section 18900 of the Health and Safety Code, relating to the State Building Standards Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1476—An act to add Section 1170.5 to the Government Code, relating to withholding of taxes from wages, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 220—An act to add Sections 12713, 12714, and 12715 to the Water Code, relating to flood control, and making an appropriation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 597—An act to repeal Sections 65004, 65060 and 65061, and Articles 1.5 (commencing at Section 65020) and 2 (commencing at Section 65030) of Chapter 1 of Title 7, to amend Section 65062, and to add Chapter 1.5 (commencing at Section 65011.1) to Title 7, of the Government Code, relating to state, regional and local planning, establishing the State Office of Planning in the Department of Finance, providing for and assigning powers and duties to such office, and creating an advisory committee for the office.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 789—An act to amend Section 8352 of, and to repeal Sections 8357, 8357.5 and 8358 of, the Revenue and Taxation Code, and to add Article 4 (commencing at Section 21680) to Chapter 4 of Part 1 of Division 9 of the Public Utilities Code, relating to financial assistance for airports, and making an appropriation thereof.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 801—An act to amend Sections 6006.5, 6015, 6452, and 6453 of, and to add Sections 6011.5, 6022, 6248, 6388, 6422, and 6454.5 to the Revenue and Taxation Code, and to amend Sections 146 and 186, and to add Sections 148.5 to the Vehicle Code, and to amend Section 5600 of, and to add Sections 4300.5 and 4750.5 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to sales and use taxes in respect to motor vehicles and to registration of motor vehicles, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 872—An act to add Section 1394 to the Water Code, relating to reservation of jurisdiction by the State Water Rights Board.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 898—An act to add Section 5038 to the Public Resources Code, relating to parks.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 955—An act to amend Sections 11553 and 11555 of the Government Code, relating to the salary of the Superintendent of Banks.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 697—An act making an appropriation for the Water Rights Board Revolving Fund for the use of the State Water Rights Board in making reimbursable determinations of water rights and to amend Sections 2862 and 2863 of the Water Code, relating to said fund.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in Senate April 7, 1959, after "of", insert ", and to add Section 2866 to,".

Amendment No. 2

On page 1, after line 21, insert

"SEC. 4. Section 2866 is added to said code, to read:

2866. The Department of Finance shall, from time to time, review the status of the Water Rights Board Revolving Fund to determine whether there are excess amounts of money therein not needed to carry out the provisions of this chapter. If the Department of Finance determines there are such excess amounts of money in the fund, it shall notify the State Controller and the State Controller shall transfer such excess amounts of money to the General Fund."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1077—An act to add Section 2166 to the Welfare and Institutions Code, relating to old age assistance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1129—An act making an appropriation for an investigation of power sources for state water project pumping and other purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1235—An act to add Section 2265 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to the replacement of California Highway Patrol employees' uniforms.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1265—An act to add Chapter 11 (commencing at Section 4980) to Division 4 of the Public Resources Code, relating to California Conservation Camps.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1427—An act to add Section 3362 to the Labor Code, relating to workmen's compensation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1462—An act to amend Section 18540 of the Government Code, relating to state civil service.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1125—An act to amend Section 1300.12 of the Agricultural Code, relating to the marketing of agricultural commodities.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 5, line 8, of the printed bill, insert

"SEC. 2. Section 1300.30 is added to said code to read:

1300.30. Whenever a provision of this chapter and a provision of Chapter 17 of this code are applicable to the same person and subject matter, the provisions of said Chapter 17 shall control; and whenever a provision of this chapter is applicable to any person and subject matter as to which said Chapter 17 makes no express provision, the provision of this chapter shall be applicable."

Amendment read, adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 795—An act to amend Section 9034 of the Welfare and Institutions Code, relating to community mental health services.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "one-half cent ($0.005)", and insert "one cent ($0.01)".

Amendment No. 2

On page 1, line 14, strike out "one-half cent ($0.005)", and insert "one cent ($0.01.)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1456—An act to add Section 14775 to the Revenue and Taxation Code, relating to inheritance tax appraisers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "required"; and strike out lines 4 and 5 of said bill, and insert "appointed in any proceeding referred to in Chapter 11 (commencing at Section 14501) of this part determines that the market value of any real property appraised by him in such proceeding is in excess of fifteen thousand dollars ($15,000), he shall employ a real estate broker".

Amendment No. 2

On page 1, line 9, after "years", insert ", to make an independent appraisal of such real property".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 1456

Amendment No. 1

On page 1, line 14, of the printed bill, strike out "twenty-five dollars ($25)", and insert "fifteen dollars ($15)".

Amendment No. 2

On page 1, line 16, strike out "The", and insert "One-half of the".

Amendment No. 3

On page 1, line 17, after "appraiser", insert "out of fees received by him pursuant to law in respect to the appraisement of real property for inheritance tax purposes, and the other one-half shall be paid by the estate of which the real property is a part as a fee for extraordinary services or, if the property is not included in any estate, by the owner of the property".

Amendment No. 4

On page 1, after line 24, insert

"This section does not apply where an inheritance tax appraiser is a real estate broker licensed as such under the laws of this State."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Rules.

Senate Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1f to Article XIII, relating to the taxation of publicly owned property.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1 of the printed measure, as amended in Senate April 8, 1959, strike out lines 9 to 13, inclusive, and insert

"SEC. 1f. Notwithstanding Section 1 of this article any property owned by any city, city and county, county or by any other public agency in this State may be taxed in proportion to its value.

It shall be the duty solely of the State Board of Equalization to assess such property in proportion to its value and to equalize the valuation thereof."

Amendment read, and adopted.

Resolution ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 1464—An act to add Section 2125 to the Revenue and Taxation Code, relating to the assessed valuation of property.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1383—An act to amend Section 1005 of the Public Utilities Code, relating to issuance of certificates by the Public Utilities Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1, line 13, of the printed bill, after "require", insert "provided, however, upon timely application for a hearing by any person entitled to be heard

thereat, the commission, before issuing or refusing to issue the certificate, shall hold a hearing thereon".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 636—An act to amend Sections 7202 and 7203 of the Revenue and Taxation Code, relating to local sales and use taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 7202 and 7203 of," and insert "add Sections 7208 and 7209 to".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 7208 is added to the Revenue and Taxation Code, to read:

7208. Every notice of determination of use tax authorized by this part shall be served within four months from the end of the quarterly period during which the storage, use or other consumption of the tangible personal property became taxable, provided, the tangible personal property was purchased from a retailer whose place of business was located in a county which did not impose a tax pursuant to this part but which county does impose such a tax for the first time to be operative on or after July 1, 1959, but not later than July 1, 1960.

SEC. 2. Section 7209 is added to the Revenue and Taxation Code, to read:

7209. The board may redistribute tax, penalty and interest distributed to a county or city other than the county or city entitled thereto but such redistribution shall not be made as to amounts originally distributed earlier than two quarterly periods prior to the quarterly period in which the board obtains knowledge of the improper distribution.

SEC. 3. The time limitation established by Section 7209 of the Revenue and Taxation Code, as added by this act, shall not apply to redistributions where the board obtains knowledge of the improper distribution prior to the effective date of this act."

Amendment No. 3

On page 1, strike out lines 2 to 22, inclusive; and strike out all of pages 2, 3, and 4.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2166—An act to amend Section 810.52 of the Agricultural Code, relating to asparagus.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2285—An act to amend Section 811.1 of the Agricultural Code, relating to cantaloupes.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2286—An act to amend Sections 811, 828.55, and 829.3 of and to repeal Section 829.31 of the Agricultural Code, relating to vegetable standards.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2184—An act to repeal Section 323 of the Military and Veterans Code, relating to allowances for uniforms.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2002—An act to amend Sections 5780.1, 5780.13, 5780.16, 5781.3, 5781.4, 5781.6, 5781.13, 5781.14, 5782.5, 5784.5, 5785.4, and 5787 of, to amend and renumber Sections 5781.9, 5781.10, 5781.11, 5781.12, 5781.15, 5781.16, 5781.17, 5781.18, 5781.19, and 5787.3 of, to repeal Section 5784.22 of, and to add Sections 5782.21, 5784.22, and 5787.01 to, the Public Resources Code, relating to recreation and park districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1529—An act to amend Section 70141.5 of, and to add Section 70141.7 to, the Government Code, relating to court commissioner of superior courts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 213—An act to amend Sections 4751 and 4753 of the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 880—An act to add Section 1773.3 to the Labor Code, relating to prevailing wage rates.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 515—An act to amend Sections 3212 and 3212.5 of the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1522—An act to amend Section 8732.5 of, and to add Sections 6055 and 6203.5 to, and to repeal Section 6453.5 of, the Revenue and Taxation Code, relating to credits against the sales, use and use fuel tax.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 846—An act to amend Section 4.4 of, and to add Section 2.14 to, the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547 of the Statutes of 1957), relating to charter service.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1 of the printed bill as amended in Assembly March 6, 1959, strike out lines 3 to 8, inclusive, and insert

"SEC. 2.14. "Sightseeing service" means the furnishing of guided".

Amendment No. 2

On page 1, line 23, strike out "charter service or".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 2279

Senator McBride moved that Assembly Bill No. 2279 be withdrawn from Committee on Public Relations and re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Richards moved that Assembly Bill No. 1973 be taken from the inactive file and placed on the second reading file.

Motion carried.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Senate Bill No. 1150—An act to add Section 1550.1 to the Welfare and Institutions Code, relating to needy children.

Request for Unanimous Consent

Senator Cobey asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1150 was refused passage, continued until the next legislative day.

Senate Bill No. 1159—An act to amend Section 1500 of the Welfare and Institutions Code, relating to needy children.

Request for Unanimous Consent

Senator Arnold asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1159 was passed, continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 861—An act to add Section 516 to the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Re-refer Senate Bill No. 861

Senator McBride moved that Senate Bill No. 861 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1053—An act to create a flood control district to be called "Antelope Valley Flood Control District"; to provide for the control and conservation of flood, storm and other waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Senate May 14, 1959, strike out "harbors,".

Amendment No. 2

On page 2, between lines 46 and 47, insert

"SEC. 303. Before the district may begin to transact business and exercise its powers a petition requesting that the district transact business and exercise its powers shall be presented to the Board of Supervisors of the County of Los Angeles, signed by not less than five hundred (500) qualified electors residing within the

territory of the district, and requesting that the Board of Supervisors of the County of Los Angeles call a special election for the purpose of submitting to the voters within the territory of the district the proposition of whether or not the district should begin to function and exercise its powers.

SEC. 304. The Board of Supervisors of the County of Los Angeles, within ten (10) days after the filing of the petition for the calling of the election, shall call and give notice of an election to be held in the territory of the district for the purpose of determining whether or not the district shall begin to function and exercise its powers.

SEC. 305. The election shall be held not less than seventy-five (75) days, nor more than ninety (90) days from the date of the presentation of the petition to the board of supervisors. The election shall be conducted pursuant to the provisions of Part 2 (commencing at Section 9480) of Division 11 of the Elections Code.

SEC. 306. Notice of the election shall be published in a newspaper of general circulation circulated within the territory of the district. Such notice shall be published at least twice, with an interval of six days between the first and last publication. Publication shall be completed at least six days before the date of the election.

SEC. 307. The notice of the election shall contain: (1) the date of the election; (2) the name of the district; (3) the proposition to be voted on, as follows:

"Whether or not the district as described should be formed with the board of supervisors as the governing board or whether no district should be formed."

There shall be printed on the ballot, the following question:

"Shall the Antelope Valley Flood Control District begin to function and exercise its powers in accordance with the provisions of the Antelope Valley Flood Control Act?"

Following which question, shall be the words "yes" and "no" on separate lines, with a voting square at the right of each, in which the voter shall indicate by stamping a cross (+) his vote for or against the proposition.

If a majority of the voters voting on the proposition vote in its favor, the district shall begin to function and shall exercise its powers, and the Board of Supervisors of the County of Los Angeles, within fifteen (15) days after said election, shall by resolution enter on its minutes a declaration that the district has begun to function and exercise its powers, giving the name of the district, the purposes for which it is formed, and describing its boundaries.

SEC. 308. The County Clerk of the County of Los Angeles, immediately after the entering of the resolution in the minutes of the board as provided, shall cause to be filed in the Office of the Recorder of Los Angeles County and with the Secretary of State, a certified copy of said resolution. Thereupon, the organization of the district shall be complete.

SEC. 309. No informality in any proceeding, including informality in the conduct of any election not substantially affecting adversely the legal rights of any person, shall invalidate the organization of the district.

SEC. 310. The validity of the organization of the district shall not be contested in any proceeding commenced more than ninety (90) days after the date that the organization of the district is complete.

SEC. 311. If less than a majority of the votes cast in the election is in favor of the proposition that the district should begin to function and exercise its powers, the board of supervisors shall declare the proceedings terminated and no petition requesting that the district begin to function and exercise its powers shall be circulated and presented to the Board of Supervisors of Los Angeles County within one year from the date of the election."

Amendment No. 3

On page 2, line 47, strike out "303", and insert "312".

Amendment No. 4

On page 5, line 33, strike out "harbors,".

Amendment No. 5

On page 9, line 45, strike out "harbors,".

Amendment No. 6

On page 18, line 31, strike out "harbors,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

Senate Bill No. 1136—An act to amend Section 28110 of the Government Code, relating to compensation for public service in a county of the tenth class.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1168—An act to add Sections 6588.2, 14060.1, 14654.6, 20063.2, and 32109 to the Health and Safety Code, Sections 5781.20 and 9204.1 to the Public Resources Code, Section 16175 to the Public Utilities Code, Sections 21661.1, 30818, and 60141.1 to the Water Code, Section 4.2 to the Municipal Water District Act of 1911 (Ch. 671, Stats. 1911), Section 14.1 to the Water Conservation Act of 1927 (Ch. 91, Stats. 1927), Section 14.6 to the Water Conservation Act of 1931 (Ch. 1020, Stats. 1931), Section 14.2 to the Orange County Water District Act (Ch. 924, Stats. 1933) and Section 24.1 to the Kings River Conservation District Act (Ch. 931, Stats. 1951), relating to notice on elections.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1270—An act to amend Section 46141.4 of the Health and Safety Code, relating to municipal sewer districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1305—An act to add Section 74751 to the Government Code, relating to the Municipal Court of the South Bay Judicial District.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1312—An act to add Section 72114 to the Government Code, relating to the municipal courts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1395—An act to add Section 31684.1 to the Government Code, relating to retirement of county peace officer members.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1357—An act to amend Sections 21166 and 22840 of the Water Code, relating to irrigation districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1435—An act to add Section 31051 to, and to amend Section 31575 of, the Water Code, relating to county water districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1273—An act to amend Sections 18, 43, 90, 105, of, and to add Article 9.5 (commencing at Section 185) to, the Solvang Municipal Improvement District Act (Chapter 1635 of the Statutes of 1951), relating to the Solvang Municipal Improvement District.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1403—An act to amend Section 4886 of the Health and Safety Code, relating to sewer maintenance districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1217—An act to add Section 8991 to the Health and Safety Code, relating to public cemetery districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1219—An act to amend Section 70141.6 of the Government Code, relating to superior court commissioners.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1246—An act to amend Section 74041 of the Government Code, relating to judges of the Palo Alto-Mountain View judicial district.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1388—An act to add Sections 70045.2 and 74705 to the Government Code, relating to court reporters in Sonoma County.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1393—An act to amend Section 70048 of the Government Code, relating to official phonographic reporters.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1404—An act to amend Sections 73682, 73683, and 73684 of the Government Code, relating to officers and attaches of the municipal court established in the Fresno Judicial District.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1479—An act to add Section 73093 to the Government Code, relating to municipal court reporters in Alameda County.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 921—An act to add Section 29390 to the Government Code, relating to shortages in county funds.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "by", and insert "concurred in by the district attorney and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 931—An act to add Part 7 (commencing at Section 7000) to Division 8 of the Harbors and Navigation Code, relating to small craft harbor districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 4, line 26, of the printed bill, as amended in Senate April 23, 1959, after "formed", insert "And for the election of five persons who shall serve as the first directors of the district if the district is formed".

Amendment No. 2

On page 4, line 39, after "conducted", insert "and candidates nominated".

Amendment No. 3

On page 4, line 40, after "for", insert "general".

Amendment No. 4

On page 5, after line 28, insert

"7040. Each district shall have a board of five directors all of whom shall be registered electors residing within the boundaries of the district and all of whom shall be elected at large. The directors first elected upon the formation of the district shall classify themselves by lot so that two of them shall hold office until the election and qualification of their successors at the first succeeding general district election, and three of them shall hold office until the election and qualification of their successors in the second general district election.

7041. The term of office of each director, other than directors first elected or directors appointed to fill an unexpired term, shall be four years.

7042. If a person elected fails to qualify, the office shall be filled as if there were a vacancy in the office.

7043. All vacancies occurring in the office of director shall be filled by appointment by the remaining directors.

7044. An appointment to fill a vacancy in the office of director shall be for the unexpired term of the office in which the vacancy exists.

7045. Each director elected or appointed shall hold office until his successor qualifies."

Amendment No. 5

On page 5, line 50, strike out "7040", and insert "7046".

Amendment No. 6

On page 6, strike out lines 8 to 51, inclusive.

Amendment No. 7

On page 7, line 1, strike out "7046", and insert "7047".

Amendment No. 8

On page 7, line 7, strike out "7047", and insert "7048".

Amendment No. 9

On page 7, line 27, strike out "7040 or Section 7041", and insert "7046".

Amendment No. 10

On page 8, line 11, strike out "7040 or Section 7041", and insert "7046".

Amendment No. 11

On page 8, after line 35, insert

"7080. (a) Except for the first election, directors shall be elected at general district elections. All other elections are special district elections. The first general district election shall be held on the same day as and shall be fully consolidated with the next statewide direct primary which is held more than six months subsequent to the formation of the district and succeeding general district elections shall be held on the same day and shall be fully consolidated with the succeeding statewide direct primaries.

(b) No notice of a general district election need be given. The precincts, polling places and election officers shall, within the district, be the same as those provided for the statewide direct primary and the elections shall be held in all respects as if there were only one election, and only one form of ballot shall be used unless some precincts are not entirely the same for both elections, in which case separate ballots may be provided as necessary.

(c) The district shall pay to the county the actual cost of the services rendered in conducting the election upon presentation to the board of a properly approved bill from the county. The returns shall be canvassed by the county officer or officers required to canvass the returns of the statewide direct primary and a certificate stating the result of the canvass shall be filed with the board who shall declare the result and declare elected the persons having the highest number of votes given for each office.

(d) The certificate shall be retained in the district records and the results and declaration shall be entered on the minutes of the board. The secretary shall deliver to each person elected a certificate of election signed by the secretary and authenticated with the seal of the district.

7081. Nomination papers for the office of director shall be signed by 25 or more registered electors in the district and filed with the secretary not more than 65 nor less than 40 days before the day of election. Otherwise the directors shall be nominated in accordance with the provisions for independent nominations set forth in Chapter 3 (commencing at Section 3000) of Division 5 of the Elections Code so far as they may be applicable."

Amendment No. 12

On page 9, between lines 35 and 36, insert

"7083. If there is but one person to be elected to an office, the candidate receiving the highest number of votes cast for the candidates for that office shall be declared elected.

7084. If there are two or more persons to be elected to an office, those candidates equal in number to the number to be elected who receive the highest number of votes for the office shall be declared elected."

Amendment No. 13

On page 10, between lines 28 and 29, insert

"Article 2. Appointments in Lieu of Election

7100. If, on the tenth day after the time for nominating directors has expired, only one person has been nominated for each of the positions of director to be filled at that election and a petition signed by 5 percent of the voters of the district requesting that the election be held has not been presented to the board of supervisors, an election shall not be held.

7101. In such case the board of supervisors of the county in which the district is situated shall, at its next regular meeting, appoint to the positions of directors those persons nominated, and the person shall qualify, take office, and serve exactly as if elected at the general district election."

Amendment No. 14

On page 10, line 43, strike out "2", and insert "3".

Amendment No. 15

On page 10, line 43, after "Referendum", insert "; Recall".

Amendment No. 16

On page 11, between lines 13 and 14, insert

"7122. Every incumbent of the office of director, whether elected or appointed, may be recalled in the same manner as officers of counties under Chapter 2 (commencing at Section 11050) of Division 13 of the Elections Code and the terms used therein shall have the meanings set forth in Section 7120."

Amendment No. 17

On page 12, line 3, after "powers", insert ", but may exercise the power to acquire lands and property outside the district by eminent domain only with the consent of the governing body of the county, or city if any, in which the property is located".

Amendment No. 18

On page 13, strike out lines 23 and 24, and insert "or across any street, road, or watercourse upon payment of compensation therefor, if".

Amendment No. 19

On page 13, strike out lines 26 to 30, inclusive, and insert "and property".

Amendment No. 20

On page 15, strike out lines 7 and 8, and insert "ings."

Amendment No. 21

On page 16, strike out line 39, and insert "of one hundred fifty thousand dollars ($150,000)."

Amendment No. 22

On page 19, strike out lines 32 and 33, and insert "of Division 2 of Title 5 of the Government Code)."

Amendment No. 23

On page 19, strike out lines 34 and 35, and insert

"7241. If revenue bonds are issued, the bonds".

Amendment No. 24

On page 19, strike out lines 39 to 41, inclusive, and insert "ernment Code)."

Amendment No. 25

On page 19, strike out lines 42 to 48, inclusive.

Amendment No. 26

On page 20, line 27, strike out "by the vote".

Amendment No. 27

On page 20, strike out line 28, and insert "by a fifty-one percent (51%) favorable vote, the board may insert in the ordi-".

Amendment No. 28

On page 20, line 34, strike out "one dollar ($1)", and insert "seventy-five cents ($0.75)".

Amendment No. 29

On page 20, strike out line 40, and insert "debtedness, evidenced by general obligation bonds,".

Amendment No. 30

On page 20, line 41, strike out "evidence of indebtedness,".

Amendment No. 31

On page 21, line 8, strike out "7260", and insert "7243".

Amendment No. 32

On page 21, line 16, after the period, insert "Taxes levied for purposes of the district other than pursuant to Section 7243 or Section 7260 shall not in the aggregate exceed in any one year seventy-five cents ($0.75) on each one hundred dollars ($100) of assessed valuation."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1030—An act to add Section 1621 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to changes in school district boundaries.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 23, 1959, strike out lines 4 and 5, and insert

"1621. Whenever it is proposed to change the boundaries of a school district,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1280—An act to add Section 203.11 to the Welfare and Institutions Code, relating to a county hospital commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 2 of the title of the printed bill, after "hospital", insert "and safety".

Amendment No. 2

On page 1, line 5, after the second "hospital", insert "and safety".

Amendment No. 3

On page 1, line 5, after the period, insert "The commission shall be advisory to the board of supervisors."

Amendment No. 4

On page 1, line 8, after the period, insert "The commission shall further exercise such powers and perform such duties as shall be prescribed by the ordinance and which may include the following:

1. To promote safety among all county officers and employees and to develop a program of accident prevention.

2. To investigate all industrial, vehicular and all other accidents to county personnel and county equipment, including privately owned equipment operated by county personnel under contract with the county.

3. To hold hearings in the course of such investigation and to report to the board of supervisors upon all accidents reported to and investigated by the commission.

4. To recommend to the board of supervisors safety rules and regulations promoting the health and safety of all county officers and employees and agents in the prosecution of their office or employment and their use of all equipment in the course of their duties as such officers, employees, and agents."

Amendment No. 5

On page 1, line 10, after the period, insert "No person holding any elective office shall be appointed to the commission. Members of the commission shall be residents of the county."

Amendment No. 6

On page 1, strike out lines 20 and 21, and insert "sion."

Amendment No. 7

On page 2, line 11, strike out "hospital".

Amendment No. 8

On page 2, line 32, after "hospital", insert "or a safety".

Amendment No. 9

On page 2, line 37, after "hospital", insert "or safety".

Amendment No. 10

On page 2, line 40, after "hospital", insert "or safety".

Amendment No. 11

On page 2, line 43, after "hospital", insert "and safety".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 622—An act to amend Section 21661 of the Water Code, relating to irrigation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 16, of the printed bill, as amended in Senate May 25, 1959, before "or", insert "of general circulation published in the district".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 768—An act to repeal Section 25082 of the Government Code, relating to meetings of county boards of supervisors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal Section 25082 of", and insert "add Section 25020.1 to".

Amendment No. 2

On page 1, line 1, strike out "25082", and insert "25020.1".

Amendment No. 3

On page 1, line 2, strike out "repealed.", and insert "amended to read:

25020.1. Instead of selecting a temporary chairman whenever the chairman is absent or unable to act, the members of the board of supervisors may elect a vice chairman who shall preside at all meetings of the board when the chairman is absent or unable to act."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 882—An act to amend Section 31 of the Santa Clara County Flood Control and Water Conservation District Act (Ch. 1405, Stats. 1951), relating to real or personal property acquired by the district.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 22, of the printed bill, as amended in Senate May 15, 1959, strike out "25365", and insert "25363".

Amendment No. 2

On page 1, line 23, strike out "and", and insert "; provided, further,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1131—An act to add Sections 35098 and 35099 to Article 1 of Chapter 2 of Part 4 of Division 13 of the Water Code, relating to the election of district officers in California water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 4, 1959, strike out "35098", and insert "35097, 35098,".

Amendment No. 2

On page 2, strike out lines 8 and 9, and insert

"SECTION 1. Section 35097 is added to Article 1 of Chapter 2 of Part 4 of Division 13 of the Water Code, to read:

35097. Not less than 60 days before an election for directors or a director, as provided in this division, notice of the election shall be published once a week for at least two weeks in a newspaper of general circulation published in each affected county. The notice shall indicate that an election is to be held and that nominations for office may be filed.

SEC. 2. Section 35098 is added to Article 1 of Chapter 2 of Part 4 of Division 13 of said code, to read:".

Amendment No. 3

On page 2, line 11, strike out "10", and insert "three".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1209—An act to amend Section 73395 of the Government Code, relating to salaries of court reporters.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "73395 of", and insert "74045 of, and to add Sections 74045.5, 74561, and 74562 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 15, inclusive, and insert

"SECTION 1. Section 74045 of the Government Code is amended to read:

74045. [The provisions of Sections 73395 to 73401, relating to official reporters for Alviso-San Jose District, are applicable to official reporters for the Palo Alto-Mountain View District.] *Official reporters in such municipal court, appointed pursuant to Section 72194 shall be attaches of such court, and in lieu of any other compensation provided by law for their services in reporting testimony and proceedings in such court, shall receive a salary of nine thousand six hundred dollars ($9,600) a year, which shall be a charge against the general fund of the county. During the hours which the court is open for the transaction of judicial business, official reporters shall devote full time to the performance of the duties required of them by law and shall not engage in or solicit to engage in any other employment in their professional capacity.*

SEC. 2. Section 74045.5 is added to said code, to read:

74045.5. Pursuant to Section 72194, the judges of such court may appoint as many additional reporters as the business of the court may require, who shall be known as official reporters pro tempore, and who shall serve without salary but shall receive the fees provided by Sections 69947 to 69953, inclusive, except that in lieu of the per diem fees provided in said sections for reporting testimony and proceedings, the official reporters pro tempore shall in all cases receive forty dollars ($40) a day, which shall upon order of the court be a charge against the general fund of the county.

SEC. 3. Section 74561 is added to said code, to read:

74561. Official reporters in such municipal court, appointed pursuant to Section 72194 shall be attaches of such court, and in lieu of any other compensation provided by law for their services in reporting testimony and proceedings in such court, shall receive a salary of nine thousand six hundred dollars ($9,600) a year, which shall be a charge against the general fund of the county. During the hours which the court is open for transaction of judicial business, official reporters shall devote full time to the performance of the duties required of them by law and shall not engage in or solicit to engage in any other employment in their professional capacity.

SEC. 4. Section 74562 is added to said code, to read:

74562. Pursuant to Section 72194 the judges of such court may appoint as many additional reporters as the business of the court may require, who shall be known as official reporters pro tempore, and who shall serve without salary but shall receive the fees provided by Sections 69947 to 69953, inclusive, except that in lieu of the per diem fees provided in said sections for reporting testimony and proceedings, the official reporters pro tempore shall in all cases receive forty dollars ($40) a day, which shall upon order of the court be a charge against the general fund of the county."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1231—An act to amend Sections 3, 4, 5, 10, 12, 13, 14, 15, 17, 18, 20, and 29 of, and to add Sections 13.1 and 20.1 to, the Lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), relating to the Lake County Flood Control and Water Conservation District, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 5 of the printed bill, between lines 6 and 7, insert

"The district shall not condemn property outside the County of Lake unless the consent of the governing board of the county, in which the property to be condemned is located, has first been obtained."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1274—An act to add Section 73526 to the Government Code, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 73526", and insert "Sections 73526, 73606 and 74306".

Amendment No. 2

On page 1, strike out lines 3 to 11, inclusive, and insert

"73526. The judges of the court may appoint as many reporters as the business of the court requires, who shall be known as official reporters pro tempore. They shall serve without salary but shall receive for their services in reporting testimony and proceedings in such court the same compensation as is paid official reporters of the superior court of the County of San Mateo which, in criminal cases, shall upon order of the court be a charge against the general fund of the county.

SEC. 2. Section 73606 is added to said code, to read:

73606. The judges of the court may appoint as many reporters as the business of the court requires, who shall be known as official reporters pro tempore. They shall serve without salary but shall receive for their services in reporting testimony and proceedings in such court the same compensation as is paid official reporters of the superior court of the County of San Mateo which, in criminal cases, shall upon order of the court be a charge against the general fund of the county.

SEC. 3. Section 74306 is added to said code, to read:

74306. The judges of the court may appoint as many reporters as the business of the court requires, who shall be known as official reporters pro tempore. They shall serve without salary but shall receive for their services in reporting testimony and proceedings in such court the same compensation as is paid official reporters of the superior court of the County of San Mateo which, in criminal cases, shall upon order of the court be a charge against the general fund of the county."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1290—An act to amend Section 91 of, and to add Sections 61, 62, 95.5, and Chapter 11 (commencing at Section 135) to, the Shasta County Water Agency Act (Ch. 1512, Stats. 1957), relating to powers of the agency.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 8, line 46, of the printed bill, after "value," insert "after advertising for bids on such bonds once at least one week prior to such sale in a newspaper of general circulation published in the County of Shasta,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1303—An act to amend Sections 74742, 74743, 74744, and 74745 of, and to add Section 74750 to, the Government Code, relating to the municipal court of the South Bay Judicial District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "Section 74750", and insert "Sections 74750 and 74751".

Amendment No. 2

On page 1, line 3, after "clerk", insert ", who shall receive a monthly salary as provided in Schedule No. 5 of Section 73650".

Amendment No. 3

On page 1, line 8, after "clerk", insert "who shall receive a monthly salary as provided in Schedule No. 3 of Section 73650".

Amendment No. 4

On page 1, line 15, after the period, insert "Each deputy clerk shall receive a monthly salary as provided in Schedule No. 2 of Section 73650. Each junior deputy clerk shall receive a monthly salary as provided in Schedule No. 1 of Section 73650."

Amendment No. 5

On page 1, line 20, after "marshal", insert ", who shall receive a monthly salary as provided in Schedule No. 5 of Section 73650".

Amendment No. 6

On page 2, strike out lines 4 to 16, inclusive, and insert "(a) One senior deputy marshal, who shall receive a monthly salary as provided in Schedule No. 4 of Section 73650.

(b) Four deputy marshals II, each of whom shall receive the same salary and allowances as a deputy sheriff of San Diego County, and who shall be accorded the same grade classification for time served as a deputy sheriff of San Diego County, and in the event of any changes in the pay or allowances of deputy sheriffs of San Diego County, the pay schedule or allowances of said deputy marshals II shall be immediately made to conform in all respects with the pay schedule or allowances of said deputy sheriffs of San Diego County.

(c) Three deputy marshals I, clerical, each of whom shall receive a monthly salary as provided in Schedule No. 2 of Section 73650.

SEC. 5. Section 74750 is added to said code, to read:

74750. Should Section 74741 be amended, or any other statute be enacted, to increase the number of judges in the municipal court to more than one, the compensation provided in Section 74742 and Section 74744 for the clerk and the marshal of the municipal court shall on the effective date of such amendment or statute be increased from a monthly salary as provided in Schedule No. 5 of Section 73650 to a monthly salary as provided in Schedule No. 6 of Section 73650.

SEC. 6. Section 74751 is added to said code, to read:

74751. When any person is demoted to another position in the municipal court, he shall receive the salary provided by step C for the position to which he is demoted, except that if such demotion is due to disciplinary action, the appointing power may fix the salary of the person so demoted at any step provided for the lower position the compensation for which is not higher than the last previously received by such person.

SEC. 7. Sections 3 and 4 of this act shall not become operative if Assembly Bill No. 1500 is enacted by the Legislature at its 1959 Regular Session."

Amendment No. 7

On page 2, strike out lines 17 to 52, inclusive, and strike out all of page 3.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1304—An act to amend Sections 73642, 73643, 73644, 73645, and 73650 of the Government Code, relating to the municipal court of the El Cajon Judicial District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 3, of the printed bill, after "clerk", insert "who shall receive a monthly salary as provided in Schedule No. 6 of Section 73650".

Amendment No. 2

On page 1, line 8, after "clerks", insert "each of whom shall receive a monthly salary as provided in Schedule No. 3 of Section 73650".

Amendment No. 3

On page 1, line 16, after the period, insert "Each deputy clerk shall receive a monthly salary as provided in Schedule No. 2 of Section 73650. Each junior deputy clerk shall receive a monthly salary as provided in Schedule No. 1 of Section 73650."

Amendment No. 4

On page 2, line 2, after "marshal", insert ", who shall receive a monthly salary as provided in Schedule No. 6 of Section 73650."

Amendment No. 5

On page 2, strike out lines 8 to 20, inclusive, and insert

"(a) One senior deputy marshal, who shall receive a monthly salary as provided in Schedule No. 4 of Section 73650.

(b) Four deputy marshals II, each of whom shall receive the same salary as a deputy sheriff of San Diego County, and who shall be accorded the same grade classification for time served as a deputy sheriff of San Diego County, and in the event of any changes in the pay or allowances of deputy sheriffs of San Diego County, the pay schedules or allowances of said deputy marshals II shall be immediately made to conform in all respects with the pay schedule or allowances of said deputy sheriffs of San Diego County.

(c) Four deputy marshals I, clerical, each of whom shall receive a monthly salary as provided in Schedule No. 2 of Section 73650.

SEC. 5. Section 73650 of said code is amended to read:

73650. The compensation of the clerk and marshal of the municipal court and their deputies shall be as follows:

Schedule	A	B	C
1	$343	$360	$378
2	417	438	460
3	507	532	559
4	532	559	587
5	679	713	749
6	713	749	786

(a) Unless otherwise specifically provided, each person appointed to a position enumerated in this article shall, for the first six months of service, receive monthly the rate of compensation specified in Step A of the salary schedule for the position to which he is appointed. Upon the first day of the month following six months' continuous service in a class, such person shall receive monthly the rate of compensation specified in Step B of the salary schedule for the position occupied. On and after the first day of the month following the first 12 months of such service at the rate specified in Step B, such person shall receive monthly the rate of compensation specified in Step C of the salary schedule for the position occupied.

(b) When any person is demoted to another office or position he shall receive the third step rate of salary for the position to which he is demoted, except that if such demotion is due to disciplinary action, the appointing power may indicate any step rate of the lower position which provides compensation not higher than that last previously received by such person.

SEC. 6. Sections 3 and 4 of this act shall not become operative if Assembly Bill No. 1500 is enacted by the Legislature at its 1959 Regular Session."

Amendment No. 6

On page 2, strike out lines 21 to 52, inclusive, and strike out all of page 3.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1306 —An act to amend Sections 73952, 73953, 73954, and 73955 of, and to add Section 73960 to, the Government Code, relating to the municipal court of the Oceanside Judicial District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "Section 73960", and insert "Sections 73960 and 73961".

Amendment No. 2

On page 1, line 3, after "clerk", insert ", who shall receive a monthly salary as provided in Schedule No. 5 of Section 73650".

Amendment No. 3

On page 1, line 9, after "clerk", insert "who shall receive a monthly salary as provided in Schedule No. 3 of Section 73650".

Amendment No. 4

On page 1, line 16, after the period, insert "Each deputy clerk shall receive a monthly salary as provided in Schedule No. 2 of Section 73650. Each junior deputy clerk shall receive a monthly salary as provided in Schedule No. 1 of Section 73650."

Amendment No. 5

On page 1, line 21, after "marshal", insert ", who shall receive a monthly salary as provided in Schedule No. 5 of Section 73650."

Amendment No. 6

On page 2, strike out lines 4 to 17, inclusive, and insert

"(a) One senior deputy marshal who shall receive a monthly salary as provided in Schedule No. 4 of Section 73650.

(b) Four deputy marshals II, each of whom shall receive the same salary and allowances as a deputy sheriff of San Diego County, and who shall be accorded the same grade classification for time served as a deputy sheriff of San Diego County, and in the event of any changes in the pay or allowances of deputy sheriffs of San Diego County, the pay schedules or allowances of said deputy marshals II shall be immediately made to conform in all respects with the pay schedule or allowances of said deputy sheriffs of San Diego County.

(c) Three deputy marshals I, clerical, each of whom shall receive a monthly salary as provided in Schedule No. 2 of Section 73650.

SEC. 5. Section 73960 is added to said code, to read:

73960. Should Section 73951 be amended, or any other statute be enacted, to increase the number of judges in the municipal court to more than one, the compensation provided in Section 73952 and Section 73954 for the clerk and the marshal of the municipal court shall on the effective date of such amendment or statute be increased from the compensation provided in Schedule No. 5 of Section 73650 to the compensation provided in Schedule No. 6 of Section 73650.

SEC. 6. Section 73961 is added to said code, to read:

73961. When any person is demoted to another position in the municipal court, he shall receive the salary provided by step c for the position to which he is demoted, except that if such demotion is due to disciplinary action, the appointing power may fix the salary of the person so demoted at any step provided for the lower position the compensation for which is not higher than the last previously received by such person.

SEC. 7. Sections 3 and 4 of this act shall not become operative if Assembly Bill No. 1500 is enacted by the Legislature at its 1959 Regular Session."

Amendment No. 7

On page 2, strike out lines 18 to 52, inclusive, and strike out all of page 3.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1345—An act to amend Section 28106 of the Government Code, relating to compensation for public services in counties of the sixth class.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, of the printed bill, strike out lines 6 to 15, inclusive.

Amendment No. 2

On page 1, line 16, strike out "(c)", and insert "(a)".

Amendment No. 3

On page 1, lines 16 and 17, strike out "six thousand three hundred dollars ($6,300)", and insert "ten thousand dollars ($10,000)".

Amendment No. 4

On page 1, line 24, strike out "(d)", and insert "(b)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1368—An act to create a flood control district to be called "San Mateo County Flood Control District" to provide for the control of flood and storm waters and for the protection of watercourses, watersheds, harbors, public highways, life and property in said district from damage or destruction from such waters and to save and conserve all or any of such waters for beneficial use in said district; to provide for the dividing of said district into zones; to authorize the incurring of indebtedness and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district and in the respective zones thereof, and providing certain limitations on assessments, bonded indebtedness and expenditures with respect to the district and the respective zones thereof; and to define the powers of said district, including the right of the district to sue and be sued, and the powers and duties of the officers thereof; to provide for the government, management and control of said district; to provide for the construction of works, the acquisition of property by the district, and other things necessary to carry out the purposes of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 11 of the title of the printed bill, as amended in Senate May 14, 1959, strike out "and".

Amendment No. 2

On page 2, line 40, strike out "hereof", and insert "thereof".

Amendment No. 3

On page 5, between lines 17 and 18, insert

"Provided, that in the exercise of the powers vested in it by this act, with respect to lands lying without the exterior boundaries of the County of San Mateo, said San Mateo County Flood Control District shall obtain, prior to the taking of any action to carry out the purposes of this act without said boundaries, written approval of the action from the governing body of each affected county, city and county, and city."

Amendment No. 4

On page 11, line 2, after the period, insert "The provisions of this section to the contrary notwithstanding, no territory of any city with a population of more than 40,000 inhabitants, based upon the 1950 federal census, shall be included within any zone established or to be established as herein provided without the request, by resolution, of a majority of the governing body of said city to such inclusion."

Amendment No. 5

On page 12, strike out lines 15 to 21, inclusive, and insert

"After the establishment of any zone in the manner herein provided, the board may, by resolution, at any time amend the boundaries by withdrawing property from said zone, or may divide said zone into two or more zones, by setting forth in such resolution descriptions of the amended or divided zones by metes and bounds and entitling each of such zones by a zone number.

Property so excluded from any zone shall continue to be subject to the obligation and payment of any bonds or other indebtedness incurred in the zone prior to such exclusion.

After the establishment of any zone in the manner herein provided territory within said district whether incorporated or unincorporated and whether contiguous to said zone or not may be annexed to said zone if in the opinion of the board the additional territory will be benefited by annexation to said zone. For the purpose of annexing territory within the district to a zone the board shall proceed in the same manner as

for the establishment of a zone, except that wherever it is required to set forth the area, the improvements, or the cost of improvements for the zone, there shall instead be set forth the area, improvements, or cost of improvements for the territory proposed to be annexed to said zone, and wherever protests are called for or authorized or an election is to be held, the provisions relating thereto shall refer only to the territory proposed to be annexed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1375—An act to add Part 9.1 (commencing at Section 33200) to Division 12 of the Water Code, relating to county water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 14, of the printed bill, after the period, insert "The new Costa Mesa County Water District, if formed, will include substantially all of the City of Costa Mesa within its boundaries."

Amendment No. 2

On page 2, line 24, insert

"33206. For the purpose of accomplishing the dissolution, merger, and creation of the new district, the City of Costa Mesa may participate to the extent of transferring its water system and appurtenances and contributing its share of funds for the operation of the new district."

Amendment No. 3

On page 3, strike out lines 34 to 47, inclusive, and insert "Harbor Boulevard; thence Northerly along said centerline to the Easterly prolongation of the Southerly line of Tract No. 2822, as shown on a map recorded in Book 116, pages 3 to 18, inclusive, of Miscellaneous Maps, Records of Orange County, California; thence South 89° 22′ 53″ West, 830.16 feet; thence North 0° 39′ 28″ West, 347.51 feet; thence South 89° 21′ 40″ West, 994.37 feet; thence North 0° 39′ 30″ West, 1117.60 feet; thence South 89° 59′ 35″ West, 2481.08 feet; thence South 0° 38′ 57″, 600.00 feet; thence South 89° 59′ 35″ West, 2834.71 feet to a point on a curve concave Easterly and having a radius of 22,538.30 feet; thence Northerly along said curve to its intersection with the Southerly line of Gisler Avenue; thence Westerly along the Southerly line of Gisler Avenue to the Easterly line of the Santa Ana River; thence Northeasterly along said Easterly line of the Santa Ana River to the centerline of Talbert Avenue; thence Easterly along said centerline to the centerline of Harbor Boulevard; thence Southerly along said centerline to the centerline of Gisler Avenue; thence Easterly along said centerline to the centerline of Fairview Road; thence Southerly along said centerline to the centerline of Paularino Avenue; thence Easterly along said centerline to the centerline of Babb Street; thence Southerly along said centerline to the centerline of Baker Street; thence Easterly along said centerline to the Southerly prolongation of the West line of Lot 10, Block "B", Berry Tract, as shown on a map recorded in Book 9, page 6 of Miscellaneous Records of Los Angeles County, California; thence Northerly along the said West line and the Westerly line of Lot 1 of said Berry Tract to a line 330 feet Southerly and parallel to the centerline of Paularino Avenue; thence Easterly along said parallel line to the Easterly line of said Lot 1; thence Southerly along the Easterly line of Lot 1 and Lot 10 to the centerline of Baker Street; thence Easterly along the centerline of Baker Street to the Southerly prolongation of the westerly line of Lot 4, Block "E" of said Berry Tract; thence Northerly along said Westerly line to the centerline of Paularino Avenue; thence Easterly along the centerline of Paularino Avenue to the Northerly prolongation of the Easterly line of said Lot 4; thence Southerly along the said Easterly line of Lot 4 and Lot 9 of said Block "E" and the Easterly line of Lot 2, Block "F" of said Berry Tract; thence Easterly along the Easterly prolongation of the Southerly line of said Lot 2 to the centerline of Newport Avenue; thence".

Amendment No. 4

On page 4, line 41, strike out "Westerly of the West", and insert "Easterly of the East".

Amendment No. 5

On page 5, line 3, strike out the period, and insert "; except that until the existing bonded debt of the merged and dissolved district is paid in full, no general obligation bonds shall be voted nor shall any debt be incurred for any district-wide reservoir purpose, except after a hearing and finding by the board of directors of the area and degree of benefit and the creation of special assessment districts based upon such determination."

Amendment No. 6

On page 5, line 9, after "properties", insert "and rights".

Amendment No. 7

On page 5, strike out lines 12 to 29, inclusive.

Amendment No. 8

On page 5, line 30, strike out "33220", and insert "33219".

Amendment No. 9

On page 5, line 35, after "on the", insert "first day of the second month following the".

Amendment No. 10

On page 5, line 49, strike out "33221", and insert "33220".

Amendment No. 11

On page 5, line 52, after "the", insert "first day of the second month following the".

Amendment No. 12

On page 6, line 5, after "shall", insert "not".

Amendment No. 13

On page 6, line 6, strike out the period, and insert ", but shall only prevent the dissolution, merger and transfer of such district or city system as provided in this part. The territory of any district or city not adopting such resolution shall be excluded from Section 33215 hereof and shall not be part of the Costa Mesa County Water District as provided in this part.

33221."

Amendment No. 14

On page 6, line 11, after the period, insert "The Newport Mesa Irrigation District is hereby dissolved and any property of the Newport Mesa Irrigation District not already transferred to the Newport Mesa County Water District is hereby transferred."

Amendment No. 15

On page 6, line 12, after "On the", insert "first day of the second month following the".

Amendment No. 16

On page 6, line 27, insert

"33223. The boards of directors of the Newport Heights Irrigation District, Fairview County Water District, and Newport Mesa County Water District, and the City Council of the City of Costa Mesa, shall cause to be recorded with the Recorder of Orange County a certified copy of their resolutions approving the dissolution, merger and creation of the Costa Mesa County Water District as provided in this part. Said resolutions for recording shall include the boundary description of the district or city adopting.

33224. Any assessments levied by or on behalf of the districts, or any bills or statements rendered by or on behalf of the districts, being dissolved and merged into the new Costa Mesa County Water District shall continue to be a debt or obligation of the person or property against whom levied, assessed or rendered."

Amendment No. 17

On page 7, line 2, after the period, insert "All property subject to taxation or assessment for the payment of the principal of or interest on any such outstanding bonded and other indebtedness shall, until such principal and interest is paid or provision is made for the payment thereof, continue to be subject to such taxation or assessment as fully as though said districts had not been merged or dissolved, and all provisions of law which could have been used against the legislative bodies and officers of the merged or dissolved districts to compel the levy and collection of such taxes or assessments had the merger or dissolution not occurred can be used against the board of directors and officers of the Costa Mesa County Water District."

Amendment No. 18

On page 7, line 11, strike out "two dollars ($2)", and insert "three dollars ($3)".

Amendment No. 19

On page 7, line 16, after the period, insert "Any surplus remaining after the payment of all bonded indebtedness or after setting aside sufficient funds to pay all bonded indebtedness shall remain in the special fund for the benefit of the territory of the district from which the funds were collected, and shall be used from time to time, until expended, for capital improvements within such territory."

Amendment No. 20

On page 7, line 20, after "before the", insert "first day of the first month following the".

Amendment No. 21

On page 7, between lines 36 and 37, insert

"33246. The Board of Directors of the Costa Mesa County Water District shall, as soon as possible after the formation of the district, cause an appraisal to be made of all operating (other than pipelines, wells, reservoirs and appurtenances) and non-operating assets acquired from each district and the city. The non-operating assets shall be sold as soon as practicable and the proceeds therefrom credited to the district or city from which received. The operating assets necessary for the proper functioning of the integrated system shall be retained and all surplus operating property shall be sold and the proceeds therefrom credited to the agency from which received. It is the intention of the Legislature that the Costa Mesa County Water District equalize as much as reasonably possible the contribution of retained operating property (other than pipelines, wells, reservoirs and appurtenances) by each of the agencies.

33247. The Board of Directors of the Costa Mesa County Water District shall, within one year after their appointment, adopt a resolution dividing the Costa Mesa County Water District into five divisions as nearly equal in acreage as practicable for the purpose of electing directors thereafter by divisions, as provided in Article 1 (commencing at Section 30730) of Chapter 2, Part 4, Division 12 of the Water Code.

33248. The districts and the city shall, pursuant to this part, execute any and all documents necessary to complete the transfer of assets as herein provided.

33249. The Board of Directors of the Costa Mesa County Water District shall enforce the same or similar provisions as Ordinance No. 122 of the City of Costa Mesa, respecting extension of water mains and costs thereof and the requirement of annexation to the City of Costa Mesa for water service in the area formerly served by the city system and the contiguous area northerly and easterly thereof, until the full amount of the funds advanced or hereafter advanced by the city for mainline extension, reservoir or well purposes has been collected and refunded to the city."

Amendment No. 22

On page 7, line 37, strike out "33246", and insert "33250".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1376—An act to amend Section 28108 of the Government Code, relating to compensation for public services in the counties of eighth class.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 18, of the printed bill, strike out "four dollars ($4)", and insert "five dollars ($5)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1437—An act to add Section 31578 to the Water Code, relating to the Kings County Water District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "members", and insert "shareholders".

Amendment No. 2

On page 1, line 12, after "district.", insert "The members of the advisory board shall be elected in the same manner as district directors."

Amendment No. 3

On page 1, line 21, strike out "members", and insert "shareholders".

Amendment No. 4

On page 2, line 10, strike out "members", and insert "shareholders".

Amendment No. 5

On page 2, line 15, strike out "members", and insert "shareholders".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 1115—An act to amend Section 54951 of the Government Code, relating to meetings of legislative bodies of local agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1206—An act to add Section 54386.1 to the Government Code, relating to revenue bonds.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1244—An act to add Section 750 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to county superintendents of schools.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1332—An act to amend Section 28133 of the Government Code, relating to compensation for public service in counties of the thirty-third class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1336—An act to add Section 25209 to the Government Code, relating to powers of board of supervisors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 598—An act to add Sections 12816 and 12817 to the Public Utilities Code, relating to municipal utility districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1257—An act to amend Section 1 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to the Orange County Water District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 328—An act to amend Section 16573 of the Public Utilities Code, relating to public utilities districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "30", and insert "20".

Amendment No. 2

On page 1, line 6, strike out the period, and insert ", except that a district may incur an additional funded indebtedness of 10 percent of such assessed valuation when the entire sum of the funds acquired under a 20 percent funded indebtedness has been expended or committed for expenditure for purposes other than supplying power to the inhabitants of the district."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1271—An act to amend the heading of Chapter 3 (commencing at Section 37650) of, and to add Chapter 4 (commencing at Section 37700) to, Part 8 of Division 13 of the Water Code, relating to California water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On line 15 of the printed bill, strike out "may", and insert "shall".

Amendment No. 2

On line 1, page 2, after "votes", insert "cast at such election".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1272—An act to add Part 10.5 (commencing at Section 8740) to Division 10 of the Streets and Highways Code, relating to the Improvement Bond Act of 1915.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, between lines 10 and 11, of the printed bill, insert

"The street superintendent shall send to the original purchaser of any bonds which may be outstanding a notice by certified or registered mail that an apportionment of an assessment has been made and the numbers and amounts thereof and stating that, unless a request for a hearing is received within 14 days from the date of mailing of the notice, such apportioned assessments shall be recorded. In the event that a request for hearing shall be received, a report shall be filed and hearing shall be fixed, noticed and held, all in accordance with Part 10 (commencing at Section 8730) of this division."

Amendment No. 2

On page 2, line 12, after "persons", insert ", and that no request for a hearing has been received,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1268—An act to amend Section 4011 of the Public Resources Code, relating to the designation of peace officers and their powers.

Bill read second time, ordered engrossed, and to third reading.

Senate Resolution No. 129—Relative to the preservation of historical structures and sites in the City of Sacramento.

Resolution read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

In the second line of the last paragraph, after "transmit", insert "suitably prepared".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 995—An act to amend Section 18 of the Water Conservation Act of 1931 (Ch. 1020, Stats. 1931), relating to financial statements.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 2 of the printed bill, strike out lines 3 to 19, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1063—An act to add Section 23611 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state colleges.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1488—An act to amend Section 2313 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to schools.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 548—An act making an appropriation for the North Bay Aqueduct.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, lines 2 and 3, of the printed bill, as amended in Senate March 19, 1959, strike out "Investment Fund", and insert "California Water Fund".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 618—An act to add Sections 3246 and 4100 to the Streets and Highways Code, relating to street improvements.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 942—An act to add Section 1238.6 to the Code of Civil Procedure, relating to eminent domain.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 454—An act to amend Section 74512 of the Government Code, relating to additional reporters in the municipal court in the City and County of San Francisco.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1401—An act to amend Section 28109 of the Government Code, relating to compensation for public service in counties.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1483—An act to amend Sections 5225 and 5227 of the Business and Professions Code, relating to county regulation of outdoor advertising.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 684—An act to amend Section 73781 of, and to add Sections 70045.3 and 73781.5 to, the Government Code, relating to court reporters in Marin County.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1299—An act to amend Sections 74302 and 74303 of the Government Code, relating to the municipal court in the Cities of San Carlos and Redwood City.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1554—An act to amend Sections 73075, 73081 and 73084 of, and to add Sections 73084.5 and 73090.1 to, the Government Code, relating to municipal court districts in Alameda County, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1556—An act to amend Sections 74222 and 74223 of the Government Code, relating to the salaries for clerks in the municipal court district embracing the City of Salinas.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1741—An act to amend Sections 74702 and 74703 of the Government Code, relating to the Santa Rosa Municipal Court.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1782—An act to amend Section 74642, to amend and renumber Sections 74643 and 74644, and to add Section 74644.1 to, the Government Code, relating to the municipal court established in a district embracing the City of Santa Barbara.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2033—An act to add Section 69891.6 to the Government Code, relating to secretaries of superior court judges.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2217—An act to amend Sections 73772 and 73773 of the Government Code, relating to municipal courts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2278—An act to add Section 2½ to the Los Angeles County Flood Control Act (Chapter 755 of the Statutes of 1915), relating to records.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1132—An act to amend Section 14820 of the Health and Safety Code, relating to annexations to fire protection districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1640—An act to amend Sections 10407, 10503, and 10600 of the Streets and Highways Code, relating to the Municipal Improvement Act of 1913.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2146—An act to amend Section 15151 of the Health and Safety Code, relating to housing.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2230—An act to amend Sections 12845 and 12846 of the Public Utilities Code, and to amend Sections 2864 and 2865 of the Public Districts Code, as proposed by Assembly Bill No. 908, relating to municipal utility districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2288—An act to amend Sections 14095 and 14455.5 of the Health and Safety Code, relating to fire protection districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1228—An act to amend Sections 73821, 73822, and 73823 of the Government Code, relating to municipal courts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1302—An act to amend Sections 72702, 72702.5, 72703, 72704, 72704.5, 72705, 72705.5, 72751, 72752, 72753, 72754, 72755, and 72760 of the Government Code, relating to the officers and attaches of municipal courts of Los Angeles County.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2114—An act to amend Sections 73582, 73583, 73584, 73585, and 73586 of the Government Code, relating to municipal courts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2115—An act to amend Sections 74082, 74083, 74084, 74085, 74086, and 74087 of the Government Code, relating to municipal courts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2116—An act to amend Sections 74612, 74613, and 74614 of the Government Code, relating to San Pablo Municipal Court.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2179—An act to amend Sections 73871, 73872, 73873, and 73874 of, and to add Sections 73873.1 and 73874.1 to, the Government Code, relating to officers and attaches of the municipal court of North Sacramento.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1021—An act to add Chapter 7 (commencing with Section 60200) to Division 1 of Title 6 of the Government Code, relating to destruction of records of special districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1429—An act to add Chapter 9 (commencing with Section 3120) to Division 4 of Title 1 of the Government Code, relating to air travel insurance of local agency officers and employees.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1452—An act to add Section 25509 to the Government Code, relating to Purchasing Agent's Stores Account.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1144—An act to add Article 3 (commencing at Section 35050) to Chapter 1 of Part 4 of Division 13 of the Water Code, relating to elections in California water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "10", and insert "three".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1743—An act to amend Section 4730 of the Health and Safety Code, relating to county sanitation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections".

Amendment No. 2

In line 1 of the title, strike out "of", and insert ", 4845.20, 4845.21, 4845.32, and 4845.34 of, to amend and renumber Sections 4845.31 and 4845.35 of, and to add Sections 4845.31 and 4845.35 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2, after line 49, insert

"SEC. 2. Section 4845.20 of said code is amended to read:

4845.20. All or any portion of the unincorporated territory within a district, or all or any portion of territory within a district which territory was, subsequent to the formation of the district, included within a city by annexation, incorporation,

or otherwise, may be withdrawn from the district when all of the following conditions exist:

(a) The district has been in existence for at least one year.

(b) In the event the district has indebtedness evidenced by bonds and such indebtedness is outstanding and owing [either] on the date of the election or upon receipt of the verified petition, *or upon the adoption of the resolution*, by the board of supervisors, the property within any territory withdrawing from the district shall nevertheless be liable for assessment and payment of the tax for its pro rata share thereof, except as otherwise provided in Section [4845.35] *§845.37*.

Provided, however, that no portion of a city shall be withdrawn from a sanitation district under the provisions of this article if such city is in its entirety within one or more sanitation districts.

SEC. 3. Section 4845.21 of said code is amended to read:

4845.21. The withdrawal may [either] be effected by the vote of majority of the qualified electors of the territory seeking to withdraw voting at an election on the proposition to withdraw, in which case the election procedure as hereafter provided in Sections 4845.22 to and including Section 4845.28 shall be followed, or by verified petition presented to the board of supervisors in the manner as hereafter provided in [Sections 4845.31 to and including Section 4845.34] *this article, or by resolution of intention of the board of supervisors as hereafter provided in this article.*

SEC. 4. Section 4845.31 of said code is amended and renumbered to read:

[4845.31] *4845.30.* A verified petition signed by the owners of real property in the portion to be excluded, said owners owning more than fifty percent (850%) in value of the assessed real property, shall be presented to the board of supervisors of the county within which the district is located. Said petition shall contain the following:

(a) A legal description of the area to be withdrawn together with a map thereof;

(b) The amount of indebtedness of a district presently outstanding, if any;

(c) Factual data establishing that the exclusion will not interfere with the operation of the sewage system in the balance of the district;

(d) A statement by the county assessor of said county that the petition appears to be signed by the owners of more than 50 percent of value of the assessed real property of the area described in the petition as appears from the current assessment roll of the county or city within which the area to be withdrawn is situated.

SEC. 5. Section 4845.31 is added to said code, to read:

1845.31. In lieu of a petition for withdrawal, a board of supervisors desiring to exclude a part of a district may initiate proceedings by adopting a resolution of its intention to exclude certain designated territory from the district. The resolution shall contain a statement of the intention to exclude a part of the district and a legal description of the area to be excluded.

SEC. 6. Section 4845.32 of said code is amended to read:

4845.32. Upon receipt of such petition, *or upon the adoption of such resolution of intention*, the board of supervisors shall set the same for hearing on a day not less than 20 days nor more than 35 days thereafter. The clerk of the board of supervisors shall cause a notice of the hearing, which shall contain a description of the property to be excluded, to be published once prior to the date fixed for such hearing, in a newspaper of general circulation circulated within the district and within the area proposed to be withdrawn which the board deems most likely to give notice to the inhabitants thereof *and of the district as a whole or, if no such newspaper exists, the clerk shall cause such notice to be posted in three public places within the area proposed to be excluded.*

SEC. 7. Section 4845.34 of said code is amended to read:

4845.34. At the time designated, the board of supervisors shall hear the petition, *if any, or the resolution of intention*, and any person interested *therein* and may adjourn the hearing from time to time not to exceed 60 days. The board of supervisors, if it finds that the portion of the district sought, *or intended*, to be withdrawn will not be benefited by remaining in the district, and that the territory not sought, *or intended*, to be withdrawn will be benefited by continuing as a district, may upon the conclusion of final hearing upon said petition, *or said resolution of intention*, grant *or order* such withdrawal, describing the area withdrawn, from the district; and subject to Sections 54900 to 54903, inclusive, of the Government Code said portion thereafter is no longer a portion of the district for any purpose, except that in the event district indebtedness or district expense is outstanding and owing on the date of the order granting *or ordering* said exclusion, the property within any territory so excluded from the district shall nevertheless remain liable for assessment and payment of the tax for its pro rata share thereof until the extinguishment of said indebtedness or expense, except as otherwise provided in Section [4845.35] *§845.37*.

SEC. 8. Section 4845.35 of said code is amended and renumbered to read:

[4845.35] *§845.37*. Territory included within a city by annexation, incorporation, or otherwise may be withdrawn from the district through [either] *any* of the procedures specified in this article, without the territory, subsequent to withdrawal, being subject to any further taxes by the district for the payment of maintenance, operating, or expenses other than the payment of principal and interest on bonds

outstanding at the time of withdrawal, if the board of supervisors finds, at a hearing held after a petition for withdrawal is presented to the board pursuant to Section 4845.22 and prior to calling an election for withdrawal pursuant to Section 4845.23 or at the hearing required by Section 4845.31, by a resolution duly adopted, that the territory proposed to be withdrawn is not benefited by any services performed by the district.

SEC. 9. Section 4845.35 is added to said code, to read:

4845.35. If the area is proposed to be excluded by resolution of intention of the board of supervisors pursuant to Section 4845.31, and if written objection to the withdrawal of the territory signed by the owners of more than 50 percent in value of the assessed real property in the portion to be excluded is filed with the board of supervisors, the board of supervisors shall adopt an order abandoning the proposed exclusion without prejudice to further proceedings under this article."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1744—An act to amend Sections 9168, 9169, 9201, and 9211 of the Public Resources Code, relating to soil conservation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 11, of the printed bill, strike out "such bonds", and insert "bonds required by Section 9167".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 2010—An act to add Section 20568.1 to, and to amend Sections 26965, 26966 and 26967 of, the Water Code, relating to irrigation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 7, inclusive, and insert "the owner of an undivided interest therein without the authorization of the owner."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 2180—An act to amend Sections 74182, 74183, 74184 and 74185 and to repeal Section 74186 of the Government Code, relating to the officers and attaches of the municipal court established in a district embracing the City of Sacramento.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 2 of the title of the printed bill, after "of", insert ", and to add Sections 74186, 74187, 74188, 74189, 74190, and 74191 to,".

Amendment No. 2

Strike out lines 3 and 4 of the title, and insert "municipal courts."

Amendment No. 3

On page 3, after line 33, insert

"SEC. 6. Section 74186 is added to said code, to read:

74186. Notwithstanding any other provisions of this code, in the event of the consolidation of the municipal court district embracing the City of North Sacramento and the municipal court district embracing the City of Sacramento prior to the ninety-first day following the adjournment of the 1961 Regular Session of the Legislature, the provisions of Sections 74187 to 74191, inclusive, shall apply to the consolidated district.

SEC. 7. Section 74187 is added to said code, to read:

74187. There shall be six judges.

SEC. 8. Section 74188 is added to said code, to read:

74188. There shall be one clerk, to be appointed by the judges of the court, who shall be secretary of the court and who shall receive eight hundred dollars ($800) monthly.

SEC. 9. Section 74189 is added to said code, to read:

74189. The clerk shall appoint:

(a) Two assistant clerks each of whom shall receive six hundred fifty dollars ($650) monthly.

(b) Eleven deputy clerks, grade III, each of whom shall receive four hundred two dollars ($402) a month with annual increments of twenty-one dollars ($21), twenty-one dollars ($21), twenty-three dollars ($23), and twenty-three dollars ($23) to a maximum of four hundred ninety dollars ($490) a month.

(c) Fifteen deputy clerks, grade II, each of whom shall receive three hundred forty-seven dollars ($347) a month with annual increments of seventeen dollars ($17), nineteen dollars ($19), nineteen dollars ($19), and twenty-one dollars ($21) to a maximum of four hundred twenty-three dollars ($423) a month.

(d) Six deputy clerks, grade I, each of whom shall receive three hundred dollars ($300) a month with annual increments of fifteen dollars ($15), fifteen dollars ($15), seventeen dollars ($17), and seventeen dollars ($17) to a maximum of three hundred sixty-four dollars ($364) a month.

SEC. 10. Section 74190 is added to said code, to read:

74190. There shall be one marshal, to be appointed by the judges of the court, who shall receive eight hundred dollars ($800) monthly.

SEC. 11. Section 74191 is added to said code, to read:

74191. The marshal shall appoint:

(a) One chief deputy marshal who shall receive six hundred dollars ($600) a month.

(b) Four deputy marshals (sergeants), each of whom shall receive four hundred sixty seven dollars ($467) a month with annual increments of twenty-three dollars ($23), twenty-five dollars ($25), twenty-five dollars ($25), and twenty-seven dollars ($27) to a maximum of five hundred sixty-seven dollars ($567) a month.

(c) Four deputy marshals, each of whom shall receive four hundred two dollars ($402) a month with annual increments of twenty-one dollars ($21), twenty-one dollars ($21), twenty-three dollars ($23), and twenty-three dollars ($23) to a maximum of four hundred ninety dollars ($490) a month.

(d) One deputy marshal (clerk grade III) who shall receive four hundred two dollars ($402) a month with annual increments of twenty-one dollars ($21), twenty one dollars ($21), twenty-three dollars ($23), and twenty-three dollars ($23) to a maximum of four hundred ninety dollars ($490) a month.

(e) Two deputy marshals (clerk grade II) each of whom shall receive three hundred forty seven dollars ($347) a month with annual increments of seventeen dollars ($17), nineteen dollars ($19), nineteen dollars ($19), and twenty-one dollars ($21) to a maximum of four hundred twenty-three dollars ($423) a month.

(f) Two deputy marshals (clerk grade I) each of whom shall receive three hundred dollars ($300) a month with annual increments of fifteen dollars ($15), fifteen dollars ($15), seventeen dollars ($17), and seventeen dollars ($17) to a maximum of three hundred sixty-four dollars ($364) a month."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 2244—An act to amend Section 19a and add Section 19b to the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), relating to drainage districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly May 11, 1959, strike out "Section 19a", and insert "Sections 19 and 19a".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 19 of the Drainage District Act of 1903 is amended to read:

19. [Fifteen] *Forty-five* days before any election held under this act, subsequent to the organization of any district, the secretary of the board of directors shall cause notices to be posted in three public places in each election precinct, of the time and place of holding the election, and shall also post a similar notice of the same in a conspicuous place in the office of the said board, specifying the polling-places of each precinct, and the names of the members of the boards of election, for each precinct. Prior to the time for posting such notices, the board must appoint for each precinct, from the electors thereof, one inspector and one judge and one clerk, who shall constitute a board of election for such precinct. If the board fail to appoint a board of election, or the members appointed, or any of them do not attend at the opening of the polls on the morning of election, the electors of the precinct present at that hour, may appoint the board, or supply the place of an absent member thereof. The board of directors must in its order appointing the board of election, designate the place within each precinct where the election must be held.

SEC. 2. Section 19a of said act is amended to read:".

Amendment No. 3

On page 1, line 18, strike out "SEC. 2", and insert "SEC. 3".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1642—An act to amend Section 71180 of, and to add Section 71180.3 to, the Government Code, relating to judges of justice courts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1883—An act to amend Section 72757 of the Government Code, relating to municipal courts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2067—An act to amend Section 74265 of the Government Code, relating to the municipal court established in a district embracing the City of San Bernardino.

Bill read second time, and ordered to third reading.

Assembly Bill No. 642—An act to amend Section 6301 of the Business and Professions Code, relating to boards of law library trustees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in Assembly March 30, 1959, after the period, insert "The appointment of the person selected in lieu of the chairman of the board of supervisors shall expire when a new chairman of the board of

supervisors is selected, and such appointment shall not be subject to the provisions of Section 6302."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1241—An act to amend Section 72622 of the Government Code, relating to the official body of judges of municipal courts established in Los Angeles County.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out the period, and insert "; provided, that such attache shall not receive a compensation which is greater than the compensation received by a judge of the municipal court in that county."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2035—An act to amend Section 70046 of the Government Code, relating to court reporters.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, as amended in Assembly April 24, 1959, strike out "twenty-five dollars ($25)", and insert "thirty-five dollars ($35)".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2214—An act to amend Section 6926 of the Water Code, relating to the regulation of dams.

Bill read second time, and ordered to third reading.

Assembly Concurrent Resolution No. 128—Relative to planning in Mother Lode and adjacent areas.

Resolution read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 17, of the printed measure, after "economy", insert ", and also realize that these values and assets must be reconciled and integrated with the demands and uses of the present day".

Amendment No. 2

On page 1, line 20, strike out "That the Division of Beaches and".

Amendment No. 3

On page 2, strike out lines 1 to 12, inclusive, and insert "That the Department of Finance is directed to prepare a report setting forth the necessary content of a comprehensive planning survey of the Mother Lode and adjacent areas, which report shall: (1) describe the scope and type of the required planning studies; (2) recommend the organization and procedures for carrying out the survey and the appropri-

ate division of responsibility among the state agencies concerned; and (3) specify the approximate cost of the proposed survey; and be it further

Resolved, That all historical, physical and economic studies proposed to be included in said comprehensive planning survey are to".

Amendment No. 4

On page 2, line 18, after "resolution", insert "to the Director of Finance,".

Amendment No. 5

On page 2, line 19, after "Parks," insert "and to".

Amendments read, and adopted.

Resolution ordered printed.

Motion to Re-refer Assembly Concurrent Resolution No. 128

Senator Berry moved that Assembly Concurrent Resolution No. 128 be re-referred to Committee on Natural Resources.

Motion carried.

Assembly Bill No. 1394—An act to amend Section 4500 of the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1637—An act to amend Section 19577 of the Education Code as enacted at the 1959 Regular Session, relating to state school building aid.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed bill, after "within", insert "five years in the case of an application for an elementary grade level maintained by the district, or within".

Amendment No. 2

On page 1, line 15, after "years", insert ", in the case of an application for a high school grade level maintained by the district,".

Amendment No. 3

On page 1, line 16, after "plan", insert ", or for the plans and specifications,".

Amendment No. 4

On page 1, strike out line 18, and insert "hensive master plan, or for the plans and specifications, it may approve the application. The board may modify a determination respecting future enrollment in connection with an application for an elementary grade level maintained by the district to utilize a period of seven years from the date of the application if it is necessary to meet the emergency conditions existing in that certain district due to a rapid increase in the enrollment of pupils, or due to the scarcity of land within the district, or both."

Amendment No. 5

On page 1, strike out lines 19 to 21, inclusive; and on page 2, strike out lines 1 to 10, inclusive, and insert "Any application referred to the board pursuant to this section may be either approved in whole or in part, not exceeding the amount applied for, as the board may deem appropriate, pursuant to Sections 19571 and 19576, except that the board may approve additional portions of an application and make an additional apportionment or apportionments within five years of the original approval without requiring a district to issue additional bonds. No additional approval pursuant to the original application or apportionment thereunder may be made unless the board first has investigated and determined the necessity of such additional approval or apportionment, and has received a report thereon from the Department of Education. Any provi-".

Amendment No. 6

On page 2, line 12, after the period, insert "As used in this section, an "elementary grade level maintained by the district" is a grade level composed of the grades and maintained by the districts specified in (1) of subdivision (e) of Section 19553. As used in this section a "high school grade level maintained by the district" is a grade level composed of the grades and maintained by the districts specified in (2) of subdivision (e) of Section 19553."

Amendment No. 7

On page 2, strike out lines 15 and 16, and insert "include an amount for the preparation of plans and specifications for school facilities and for the development of the site, which will conform to those eligible for construction under this chapter (Sections 19551 to 19689, inclusive)."

Amendment No. 8

On page 2, after line 48, insert

"The interpretation by the board of the word "used" in the preceding paragraph and whether or not the district has complied therewith shall be conclusive upon the district affected, after a hearing and finding of the State Allocation Board."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 562—An act to add Article 3 (commencing at Section 11200) to Chapter 2 of Part 1 of Division 3 of Title 2 of the Government Code, relating to state departments.

Motion to Retain Place on File

Senator Miller moved that Senate Bill No. 562 be passed on file and retain its place.

Motion carried.

Senate Bill No. 679—An act to amend Sections 68200, and 68201 of, and to repeal Sections 68202, 68203, and 68204 of, and to add Section 68547 to, the Government Code, relating to the justices and judges of of courts of record.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 14, 1959, after "Sections", insert "10204".

Amendment No. 2

In line 3 of the title, strike out "68547", and insert "68548".

Amendment No. 3

In line 5 of the title, after "record", insert "and other state legal officers."

Amendment No. 4

On page 2, line 8, strike out "68547", and insert "68548".

Amendment No. 5

On page 2, line 9, strike out "68547", and insert "68548".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 2, after line 14, insert

"SEC. 5. Section 10204 of said code is amended to read:

10204. The annual salary of the Legislative Counsel is [nineteen thousand dollars ($19,000)] *twenty-two thousand dollars ($22,000)*. The Legislative Counsel shall be repaid all actual expenses incurred or paid by him in the discharge of his duties."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 543—An act to amend Section 25752 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1151—An act to repeal Section 1508 of, and add Section 1500.1 to the Welfare and Institutions Code, relating to aid to needy children.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Berry, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Erhart, Gibson, Johnson, Murdy, Shaw, Slattery, Thompson, and Williams—16.

NOES—Senators Arnold, Beard, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, and Teale—20.

Senate Bill No. 84—An act to amend Section 731a of the Code of Civil Procedure, relating to industrial nuisances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Grunsky, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Teale, and Thompson—24.

NOES—Senators Berry, Cameron, Gibson, Holmdahl, Murdy, Richards, Short, Stiern, and Williams—9.

Motion to Reconsider

Senator Shaw moved to reconsider the vote whereby Senate Bill No. 84 was passed.

The roll was called, and Senate Bill No. 84 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Further Consideration of Senate Bill No. 84
Motion to Amend

Senator Shaw moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in Senate May 21, 1959, after the period, insert "Nothing in this section shall be deemed to prevent a cause of action for a private nuisance brought to protect property of the plaintiff located outside the industrial or commercial zone in which the defendant's operations are conducted where the defendant's operations are that of a cannery, fertilizing plant, refinery or other similar establishment whose operation produces offensive odors."

Amendment read, and refused adoption.

Further Consideration of Senate Bill No. 84

Senate Bill No. 84—An act to amend Section 731a of the Code of Civil Procedure, relating to industrial nuisances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dolwig, Erhart, Grunsky, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Teale, and Thompson—23.
NOES—Senators Berry, Cameron, Donnelly, Gibson, Holmdahl, Shaw, Short, Stiern, and Williams—9.

Bill ordered transmitted to the Assembly.

Senator Regan Presiding

At 3:55 p.m., Senator Edwin J. Regan, of the Fifth Senatorial District, presiding.

Senate Bill No. 944—An act to amend Sections 6901 and 6903 of, and to add Section 6902.1 to, the Labor Code, relating to safeguards on railroads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1329—An act to add Sections 20494, 20601.5 and 21251.14 to the Government Code, relating to retirement of public employees, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "20494", and insert "20499".

Amendment No. 2

On page 1, line 1, strike out "20494", and insert "20499".

Amendment No. 3

On page 1, line 3, strike out "20494", and insert "20499".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 1287—An act to add Article 6a (commencing with Section 1245), Chapter 2, Part 2, Division 1 to the Insurance Code, relating to issuance of pension contracts and the establishment and operation of special pension plan funds by life insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 709—An act to add Sections 1280.5 and 2627.5 to the Unemployment Insurance Code, relating to unemployment insurance.

Motion to Re-refer Senate Bill No. 709

Senator McBride moved that Senate Bill No. 709 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1327—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to delivery of surplus water into, and extractions thereof for exportation from, the Sacramento-San Joaquin Delta.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 576—An act to create the Golden Gate Authority prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities, and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to repeal Sections 30001, 30755, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600) and 2 (commencing at Section 30651) of Chapter 2 of Division 17 of, and to add Sections 30001, 30001.5, 30001.7, 30750.5, 30757, 30758, 30759, 30760, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Bill read third time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in Senate May 25, 1959, strike out "shall hold any elective public office or full-"; and strike out line 3.

Amendment No. 2

On page 2, strike out lines 27 and 28, and insert "a single agency. The commission may, from time to time, submit reports to".

Amendment No. 3

On page 2, line 34, after the period, insert "The committee shall submit its final report to the Legislature within 30 days after the commencement of the 1961 Regular Session."

Amendment No. 4

On page 2, after line 40, insert

"SEC. 8. The commission, in conducting any studies or investigations which relate to the acquisition, by lease or otherwise, of any governmental agency's transportation facilities, including bridges, airports, ports or publicly owned metropolitan transportation facilities, shall consult with and obtain the advice and recommendations of the agency.

SEC. 9. The commission shall give written notice to any governmental agency of any meeting at which a proposal to acquire transportation facilities owned or operated by the agency is to be studied or investigated.

SEC. 10. The commission shall conduct its meetings in accordance with Chapter 9 (commencing at Section 54950) of Part 1, Division 2, Title 5 of the Government Code, except that notice of every meeting shall be given by publication in a newspaper of general circulation published in the San Francisco Bay area at least 24 hours before the time of the meeting pursuant to Section 6061 of the Government Code, in addition to the notice specified in Section 54956 of the Government Code.

SEC. 11. The commission shall be assisted by an advisory council of 14 members appointed by the Governor. The members shall be appointed to represent the cities, counties, and city and counties in the San Francisco Bay area, the Golden Gate Bridge and Highway District, labor and business. The members shall serve without compensation and without expenses. The members shall serve at the pleasure of the Governor."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 401—An act making an appropriation for the acquisition of additional beach and park lands, and providing for the transfer of money to the State Beach and Park Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 6—An act to add Section 7408 to the Education Code, relating to school bond validation actions.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "7408 to the Education Code", and insert "21759 to the Education Code, as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

On page 1, line 1, strike out "7408 is added to the Education Code", and insert "21759 is added to the Education Code, as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, line 3, strike out "7408", and insert "21759".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1113—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Thompson, and Williams—32.

NOES—NONE.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1122—An act to add Chapter 10.5 (commencing with Section 27190) to Part 3 of Division 16 of, and to amend Section 27182 of, the Streets and Highways Code, relating to bridge and highway districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1363—An act to amend Section 870 of the Welfare and Institutions Code, relating to wards of the juvenile court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1422—An act to amend Section 830 of the Corporations Code, relating to indemnity for litigation expenses.

Bill read third time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 29, of the printed bill, as amended in Senate May 29, 1959, strike out the second "the", and insert "be".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1379 An act to add Section 16906 to the Business and Professions Code, relating to fair trade contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 486—An act to amend the heading of Part 10 (commencing with Section 15750) of Division 3 of Title 2 of, to amend Sections 16407, 16408, and 16409 of, and to repeal Sections 15750, 15751, 15772, 15794, 15795, 15796, 15797, 15798, 16407.1, 16407.2, and 16407.4 of, the Government Code, relating to the construction of state buildings, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 29, 1959, after "amend", insert "and renumber".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the first paragraph of subdivision (b) of Section 2 of Article IV thereof, relating to the compensation of Members of the Legislature.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—Senator Williams—1.

Resolution ordered transmitted to the Assembly.

PERMISSION TO INTRODUCE BILL

The following request for permission to introduce a bill was presented:

By Senator Collier:

Request for Permission to Introduce a Bill

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: In accordance with the provisions of Joint Rule 8.3(c), I request permission to introduce a bill, the title of which is as follows:

An act to amend Section 9108 of the Government Code, relating to the State Capitol.

Respectfully submitted,

SENATOR COLLIER

Recommendation of Committee on Rules

SENATE CHAMBER, June 1, 1959

The Committee on Rules recommends that permission be granted to introduce the bills as requested, and that the bills be referred to Committee on Rules.

BURNS, Chairman

The roll was called, and permission granted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—36.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bill was introduced, and read the first time:

Senate Bill No. 1489: By Senator Collier—An act to amend Section 9108 of the Government Code, relating to the State Capitol.

Referred to Committee on Rules.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Collier:

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1489—An act to amend Section 9108 of the Government Code, relating to the State Capitol.

Respectfully submitted,

SENATOR COLLIER

Recommendation of Committee on Rules

SENATE CHAMBER, June 1, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION AND JOINT RULE 10.9

The following resolution was offered:

By Senator Collier:

Resolved, That Article IV, Section 2 of the Constitution, and Rule No. 10.9 of the Joint Rules of the Senate and the Assembly be suspended for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1489—An act to amend Section 9108 of the Government Code, relating to the State Capitol.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—36.

NOES—None.

Article IV, Section 2, of the Constitution and Joint Rule 10.9 were declared suspended.

President of the Senate Presiding

At 5.10 p.m., Hon. Glenn M. Anderson, President of the Senate, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 2063—An act to amend Section 69 of the Civil Code and Section 10350 of the Health and Safety Code, relating to marriage licenses and certificates of registry of marriage.

Bill read third time.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 16, of the printed bill, as amended in Senate May 15, 1959, strike out "race or color,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1989—An act to amend Section 27401 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to municipal libraries.

Bill read third time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate May 22, 1959, after "if the", insert "construction and".

Amendment No. 2

On page 1, line 7, after "of", insert "constructing and".

Amendment No. 3

On page 1, line 11, after "where the", insert "construction and".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 1406—An act to amend Sections 19687 and 19689 of the Education Code as enacted at the 1959 Regular Session, relating to state school aid for exceptional pupils.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1372—An act to amend Section 20600.5 of the Government Code, relating to state employees' retirement law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1472—An act to add Section 21156 to the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1183—An act to add Section 438 to the Government Code, relating to United States flags.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1226—An act to add Section 21156 to the Government Code, relating to legislative employment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1232—An act to amend Section 16651 of the Government Code, relating to state bonds and bond coupons.

Objection Raised

Senator Richards objected to Senate Bill No. 1232 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule No. 22.2, ordered Senate Bill No. 1232 to the second reading file.

Senate Bill No. 1330—An act to amend Section 54523 of the Government Code, relating to revenue bonds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1402—An act to amend Section 23355 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1421—An act to amend Section 5 of Chapter 1701 of the Statutes of 1957, relating to freeing certain lands from the public trust for navigation, commerce, and fisheries and to empower the State Lands Commission to sell such lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1353—An act to amend Section 1 of Chapter 687 of the Statutes of 1945, relating to the granting of certain tidelands and submerged lands of the State to the County of Santa Cruz.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1126—An act to amend Section 1881 of the Code of Civil Procedure, relating to privileges of witnesses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller

Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1132—An act to amend Section 720 of the Welfare and Institutions Code, relating to juvenile courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 777—An act to require the sale of certain lands now in the possession and control of the San Francisco Port Authority.

Bill read third time.

Motion to Amend

Senator McAteer moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 6, of the printed bill, as amended in Senate May 26, 1959, strike out "quick claim", and insert "quitclaim".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to have Senate Bill No. 777 retain its place on the Consent Calendar.

Senate Bill No. 1369—An act authorizing the Director of Finance to sell property belonging to the State in Fresno County, authorizing the Director of Finance to acquire real property for the Fresno State College, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

Strike out line 5 of the title of the printed bill, as amended in Senate May 29, 1959.

Amendment No. 2

On page 1, strike out lines 17 to 22, inclusive.

Amendment No. 3

On page 2, line 1, strike out "SEC. 3", and insert "SEC. 2".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to second reading.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 2022—An act to amend Section 20803 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to tax rates of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1079—An act to amend Section 37902 of the Government Code, relating to public projects of general law cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2297—An act to add Section 20019.3 to the Government Code, relating to State Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2320—An act to add Section 23958.1 to the Business and Professions Code, relating to alcoholic beverages.

Objection Raised

Senator Richards objected to Assembly Bill No. 2320 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule No. 22.2, ordered Assembly Bill No. 2320 to the second reading file.

Assembly Concurrent Resolution No. 108—Relative to merit awards to state employees.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller,

Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 1153—An act to amend Section 542 of the Code of Civil Procedure, relating to the manner in which property is attached.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1155—An act to add Section 1953f.5 to the Code of Civil Procedure, relating to competency of business records as evidence.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1269—An act to add Section 337a to the Code of Civil Procedure, relating to the statute of limitations on certain types of contracts and book accounts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1419—An act to amend Section 71140 of the Government Code, relating to the qualifications of municipal court judges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1947—An act to amend Section [illegible] of the Code of Civil Procedure, relating to duties of [illegible].

Bill read third time.

The roll was called, and the bill passed by the following vote:

[illegible] Senators Arnett, Beard, Brown, Burns, Dolwig, Fenton, Finnegan, Grunsky, Hart, Holmdahl, Kennick, Lagomarsino, Mahan, McCarthy, Miller, Monagan, Murphy, Petris, Regan, Richardson, Rodda, Sankey, Schrade, Short, Smith, Stacy, Stiern, Storm, Teale, Thompson, and Williams—30.

Noes—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1956—An act to amend Section [illegible] of the Penal Code, relating to [illegible].

Bill read third time.

The roll was called, and the bill passed by the following vote:

[illegible] Senators Arnett, Beard, Brown, Burns, Dolwig, Fenton, Finnegan, Grunsky, Hart, Holmdahl, Kennick, Lagomarsino, Mahan, McCarthy, Miller, Monagan, Murphy, Petris, Regan, Richardson, Rodda, Sankey, Schrade, Short, Smith, Stacy, Stiern, Storm, Teale, Thompson, and Williams—30.

Noes—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2072—An act to amend Sections [illegible] of the Welfare and Institutions Code, relating to [illegible].

Bill read third time.

The roll was called, and the bill passed by the following vote:

[illegible] Senators Arnett, Beard, Brown, Burns, Dolwig, Fenton, Finnegan, Grunsky, Hart, Holmdahl, Kennick, Lagomarsino, Mahan, McCarthy, Miller, Monagan, Murphy, Petris, Regan, Richardson, Rodda, Sankey, Schrade, Short, Smith, Stacy, Stiern, Storm, Teale, Thompson, and Williams—30.

Noes—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1962—An act to amend Sections [illegible], and to add Section [illegible] to the Labor Code, and to amend Section [illegible] of the Unemployment Insurance Code, and to amend Section [illegible] of the Vehicle Code, and to add Sections [illegible] to the Revenue and Taxation Code, relating to [illegible].

Motion to Re-refer Assembly Bill No. 1962

Senator [illegible] moved that Assembly Bill No. 1962 be re-referred to Committee on Finance.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILLS NOS. 406, 406 AND 407

Senator [illegible] moved that Assembly Bills Nos. 406, 406 and 407 be withdrawn from Committee on Governmental Efficiency and be referred to Committee on Judiciary.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Short:

Senate Resolution No. 142

Relative to the career of Robert H. Allen

WHEREAS, There has been universal satisfaction at the action taken by the California Automobile Association in recognizing Robert H. Allen as the father of the statewide school safety patrol program; and

WHEREAS, Robert H. Allen is a member of a family which settled in California in 1852, and has himself been a resident of Lathrop, San Joaquin County, since 1885, and during his years in that community has distinguished himself as an educator, a sportsman and a leader in the civic life of his community; and

WHEREAS, Robert H. Allen received a liberal education in the schools and colleges of the State of California, having attended the old Lafayette School on Market and San Joaquin Streets in Stockton, later attending the University of California, Stanford University and Chico State College; and

WHEREAS, Robert H. Allen was the principal of the Jefferson School in Stockton from 1916 to 1946 where he originated the school safety patrol in 1917 and fostered the plan of putting the students into uniform that they might be recognized; and

WHEREAS, Robert H. Allen has been recognized and honored by numerous organizations, including law enforcement agencies, chambers of commerce, automobile associations and educational institutions; and

WHEREAS, Robert H. Allen was President of the Associated Sportsmen of California from 1934 to 1939, and has been highly honored by educators, sportsmen and conservationist; now, therefore, be it

Resolved by the Senate of the State of California, That it congratulates Robert H. Allen upon the honors he has so justly earned and commends him for his public-spirited and patriotic efforts in behalf of the public welfare; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to present a suitably engrossed copy of this resolution to Robert H. Allen as a material token of the high esteem in which he is held.

Resolution read, and unanimously adopted on motion of Senator Short.

ADJOURNMENT

At 5.45 p.m. on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m. Tuesday, June 2, 1959.

JOHN F. LEA, Minute Clerk.

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETY-NINTH LEGISLATIVE DAY

ONE HUNDRED SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, June 2, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O, God, source of all life, help us to see light in times of gloom and discouragement; aid us to marshal the strength that in us resides to meet the challenges of the day; inspire us with the ideals of a democratic society and with examples of the sages and seers of all time. Establish Thou the work of our hands, yea, the work of our hands, establish Thou it. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Christensen and daughters Vanetta and Andrea, of Sacramento.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Porter of Piedmont; and Mr. and Mrs. Ben Marsh of Oakland.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Arthur Aruizu and Bill L. Buzard of Bakersfield.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Harry H. Farrell of San Jose; Mr. and Mrs. H. Y. Thompson and Lyda Anne of Morgan Hill; and Mr. Harold Seyferth of San Jose.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. George Willson and Mrs. George A. Willson of Huntington Park, (Assemblyman Willson's wife and parents); and Lorraine Harker of Los Angeles.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert Salaun, Mr. Raymond F. Henwood, principal, and the following students of Dillard School: Adrienne Amar, Kay Barnett, Curtis Bourland, Karen Peterson, Sharon Rogers, Danny Salaun, Linda Salaun, Linda Spencer, Verda Weaver, Wilson Williams, Irene Cervantes, Sharon Conner, Doyle Coombes, Jr., James Daniels, Jack Halford, Evelyn McGee, and Alfred Williams.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Sayles, principal, and the following students of Newcastle Elementary School: Dolores Allen, Clinton Brandlein, Frank Brandlein, Phyllis Barnes, Jerry Elder, Mary Fucha, Judy Haines, Fred King, Richard Koster, Rose Marie Matos, Virginia Munoz, Antionette Nicholas, Ramon Nunez, Ray Nunez, Kenneth Ralston, Connie Romero, Judy Serpa, Stanley Sullivan, Diane Sylvia, Jack Tavares, Clyde Thom, Glenn Veiga, Farrel Wilson, and Michael Wright.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Mary Katherine Patrice and companion, Mrs. Clemons, Mrs. Espenshade, Mrs. Rowland, Mrs. Lucky, Mrs. Porter, Mrs. Fritzsche, Mrs. Lo Bue, Mrs. Imhof, and Mrs. Pistoresi, and the following students of All Hallows School: Susan Balko, Joseph Baltikauski, Barbara Bauer, John Blocker, Robert Brandt, Judith Camacho, Mary Ann Carrigg, Michele Claridge, Michael Clemens, Madalyn Craviotto, Kathleen Dziuk, Suzanne Espenshade, Howard Frasinetti, James Fritzsche, Carolyn Green, Sue Hathaway, John Hockey, Theodore Herman, Marilyn Hinckley, Joanne Hopkins, William Imhof, Ruth Johnson, Rorke Johnston, Mary Lou Judd, James Kelly, Lawrence Kenobbie, Thomas Lasken, Russell Lo Bue, Steven Luckie, Bonnie Mallett, Steven Marshall, Gary Mattos, Joseph Meyer, Marlene Mikulin, George Miller, Bartley Mondino, Charles Montgomery, Marcella Moreno, Luana Pinasco, Donn Pintar, Mark Pistoresi, Robert Porter, Mary Lou Quinn, Kathleen Rowland, Anthony Schiro, Sheila Smith, Jay Steiner, Byron Strayer, Lillian Valley, Irene Villalobos, Sydney Ann West, Patricia Westlake, and John Wood.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to R. C. Nissen, principal; Fred De Ruche, bus driver; and the following students of Buckeye School: David Ames, Carol Black, Clyde Brock, Larry Brockman, Mary Carter, Floyd Christenson, Jacqueline Cory, Charles Cumberland, William Dean, Dale DeClusin, Jackson Everett, William Everett, La Fawn Green, Sandra Green, Lorraine Isitt, Patricia Isenbarger, Leona Joseph, Susan McQuown, Jack Maloney, Pamela Merideth, Wayne Miller, Steven Quinby, John Seghetti, Grissom Stevens, Ruby Swafford, Charles Webster, Cheryl Winner, and Daniel McKnight.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, June 1, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

D. N. LILLEVAND, a resident of Alameda; is vice-president in charge of Grace Line Services West Coast South America since 1947; served as Director Pacific Maritime Association 1948-1959; also Member, National Defense Transportation; San Francisco Chamber of Commerce;

Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, vice Captain John D. Knox, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, June 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 499
Assembly Bill No. 627
Assembly Bill No. 1028
Assembly Bill No. 1376
Assembly Bill No. 1589
Assembly Bill No. 1731
Assembly Bill No. 2580
Assembly Bill No. 868
Assembly Bill No. 1456
Assembly Bill No. 1681

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, June 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 145
Senate Bill No. 161
Senate Bill No. 244
Senate Bill No. 316
Senate Bill No. 317
Senate Bill No. 318
Senate Bill No. 319
Senate Bill No. 323
Senate Bill No. 379
Senate Bill No. 397
Senate Bill No. 453
Senate Bill No. 489
Senate Bill No. 560
Senate Bill No. 577
Senate Bill No. 596
Senate Bill No. 641
Senate Bill No. 647
Senate Bill No. 756
Senate Bill No. 790
Senate Bill No. 881
Senate Bill No. 959
Senate Bill No. 1069
Senate Bill No. 1081
Senate Bill No. 1084
Senate Bill No. 1143

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, June 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly appointed Messrs. MacBride, Sumner, and Winton as a Committee on Conference concerning:

Assembly Bill No. 1172—An act to add Part 13 (commencing with Section 30001) to Division 2 of the Revenue and Taxation Code, imposing a tax with respect to cigarettes, and making an appropriation, to take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, June 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 306
Senate Bill No. 483

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, June 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 1982 An act to amend Sections 7203 and 7211 of, and to add Section 8801.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district libraries;

And appointed Messrs. Ernest R. Geddes, Hegland, and House as a Committee on Conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Dilworth, Donnelly, and Fisher as a Senate Committee on Conference concerning Assembly Bill No. 1982 to meet a like Committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, June 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 47

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Constitutional Amendment No. 47—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 8 of Article VI thereof, relating to the appointments by the Governor to fill vacancies in the superior and municipal courts.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, June 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 198
Assembly Bill No. 1171
Assembly Bill No. 1441
Assembly Bill No. 1583
Assembly Bill No. 1663
Assembly Bill No. 2133
Assembly Bill No. 2312
Assembly Bill No. 2378
Assembly Bill No. 2446
Assembly Bill No. 2456
Assembly Bill No. 2486
Assembly Bill No. 2543
Assembly Bill No. 2564
Assembly Bill No. 2565
Assembly Bill No. 2585
Assembly Bill No. 2586
Assembly Bill No. 2605
Assembly Bill No. 2609
Assembly Bill No. 2616
Assembly Bill No. 2618
Assembly Bill No. 2625
Assembly Bill No. 2636
Assembly Bill No. 2651
Assembly Bill No. 2722

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 198—An act to amend Sections 2890, 3702, and 11553 of the Elections Code, relating to ballots and documents connected with elections.

Referred to Committee on Elections.

Assembly Bill No. 1171—An act to amend Section 32151 of, and to add Section 32010 to, the Revenue and Taxation Code, relating to the taxation of alcoholic beverages, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1441—An act to amend Section 71661 of the Government Code, relating to receipts for bail.

Referred to Committee on Judiciary.

Assembly Bill No. 1583—An act to add Section 75060.4 to the Government Code, relating to the Judges' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1663—An act to add Section 1094.5 to the Unemployment Insurance Code, relating to the release of information concerning foreign workers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2133—An act to amend Section 28102 of the Government Code, relating to jurors' fees in superior and municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 2312—An act to add Section 2367 to the Fish and Game Code, relating to the transportation of abalones.

Referred to Committee on Fish and Game.

Assembly Bill No. 2378—An act to amend Sections 479 and 626 of the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 2446—An act to amend Section 69903 of, and to repeal Section 69895.5 of, the Government Code, relating to superior court employees.

Referred to Committee on Judiciary.

Assembly Bill No. 2456—An act to add Section 20567.4 to the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2486—An act to add Sections 13603 and 13651.1 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to classified employees.

Referred to Committee on Education.

Assembly Bill No. 2543—An act to amend Sections 3007, 3652, 4332, 4600, 8212, 8373 and 12006 of, to amend and renumber Section 4187 (as added by Chapter 1496, Statutes 1957) of, and to repeal Sections 8216 and 8437 of, the Fish and Game Code, relating to fish and game.

Referred to Committee on Fish and Game.

Assembly Bill No. 2564—An act to amend Sections 70050.5 and 70059.5 of the Government Code, relating to compensation for superior court reporters.

Referred to Committee on Judiciary.

Assembly Bill No. 2565—An act to amend Sections 10 and 28½h of the Palo Verde Irrigation District Act (Chapter 452 of the Statutes of 1923), relating to the Palo Verde Irrigation District.

Referred to Committee on Water Resources.

Assembly Bill No. 2585—An act to amend Sections 1044 and 15802 of the Education Code as enacted at the 1959 Regular Session, and to amend Sections 1956 and 53056 of the Government Code, relating to insurance coverage for school districts.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2586—An act to amend Section 5589 of the Business and Professions Code, relating to the practice of architecture, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Business and Professions.

Assembly Bill No. 2605—An act to amend Section 28105 of the Government Code, relating to the salary of the supervisors of counties of the fifth class.

Referred to Committee on Local Government.

Assembly Bill No. 2609—An act to amend Section 25251 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicle warning lights.

Referred to Committee on Transportation.

Assembly Bill No. 2616—An act to amend Sections 74660, 74662, and 74663 and to add Section 74665 to the Government Code, relating to municipal court districts.

Referred to Committee on Local Government.

Assembly Bill No. 2618—An act to amend Sections 74040, 74042, and 74043, and to add Sections 74046, 74047, 74048, 74049, 74050, and 74051 to the Government Code, relating to municipal court districts.

Referred to Committee on Local Government.

Assembly Bill No. 2625—An act to amend Section 26700 and 26706 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to equipment of implements of husbandry.

Referred to Committee on Transportation.

Assembly Bill No. 2636—An act to amend Section 6 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to county water authorities.

Referred to Committee on Water Resources.

Assembly Bill No. 2651—An act to add Sections 813.6, and 828.61 to the Agricultural Code, relating to fruit, nut, and vegetable standards.

Referred to Committee on Agriculture.

Assembly Bill No. 2722—An act to amend Section 30507 of the Water Code, relating to county water districts.

Referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 153—An act to add Section 152 to the Streets and Highways Code, relating to fire protection on freeways;

Senate Bill No. 333—An act to amend Section 301 of the Education Code, amend Section 601 of the Education Code as proposed by Senate Bill No. 2, and repeal Section 601.1 of the Education Code as proposed by Senate Bill No. 2, relating to county boards of education;

Senate Bill No. 341—An act to add Sections 35909, 35910 and 35911 to the Water Code, relating to California Water Districts;

Senate Bill No. 439—An act to amend Section 402.5 of the Revenue and Taxation Code, relating to the assessment of property used for agricultural, airport or recreational purposes;

Senate Bill No. 465—An act to add Section 1202b to the Penal Code, relating to youthful offenders;

Senate Bill No. 522—An act to amend Section 5785 and to add Section 5785.05 to the Public Resources Code, relating to recreation and park districts;

Senate Bill No. 601—An act to amend Section 1300 of, and to add Sections 1300.5 and 1311 to the Insurance Code, relating to reciprocal and interinsurance contracts;

Senate Bill No. 637—An act to add Section 1241.7 to the Water Code, relating to water appropriated for gold mining purposes;

Senate Bill No. 652—An act to add Section 516 to the Public Resources Code, relating to vessel insurance, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 741—An act to add Section 804.2 to the Agricultural Code, relating to shipment of pears outside the State;

Senate Bill No. 866—An act to amend Section 1 of Chapter 515 of the Statutes of 1919, relating to tidelands and submerged lands in the City of Emeryville, County of Alameda;

Senate Bill No. 877—An act to amend Section 154.5 of the Water Code, relating to the California Water Commission;

Senate Bill No. 886—An act to amend Sections 24404 and 25401 of the Revenue and Taxation Code, relating to the deductions of farmers' co-operatives for bank and corporation tax purposes;

Senate Bill No. 889—An act to add Article 2.5 (commencing at Section 1357) to Chapter 5, Part 2, Division 2 of, and to amend Section 1360 of, the Water Code, relating to the State Water Rights Board;

Senate Bill No. 1022—An act to add Section 473.5 to, and to amend Section 637.1 of the Agricultural Code, relating to milk and dairy products;

Senate Bill No. 1074—An act to amend Section 1050 of the Penal Code, relating to continuances in criminal cases, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the second day of June, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 40—Relating to predatory animal control;

Senate Concurrent Resolution No. 59—Relative to reports of the annual conventions or encampments of the Veterans of Foreign Wars of the Department of California;

Senate Concurrent Resolution No. 72—Relative to statutes of the Legislature which are treated as unconstitutional based upon administrative interpretation alone;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the second day of June, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 598
Senate Bill No. 618
Senate Bill No. 801
Senate Bill No. 942
Senate Bill No. 1115
Senate Bill No. 1199
Senate Bill No. 1206
Senate Bill No. 1244
Senate Bill No. 1257
Senate Bill No. 1264
Senate Bill No. 1267
Senate Bill No. 1268
Senate Bill No. 1332
Senate Bill No. 1336
Senate Bill No. 1339
Senate Bill No. 1342
Senate Bill No. 1444
Senate Bill No. 1476

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 112
Senate Bill No. 205
Senate Bill No. 220
Senate Bill No. 1061
Senate Bill No. 1077
Senate Bill No. 1129
Senate Bill No. 1155
Senate Bill No. 1172

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 6
Senate Bill No. 486
Senate Bill No. 576
Senate Bill No. 679
Senate Bill No. 1329
Senate Bill No. 1422

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 328
Senate Bill No. 921
Senate Bill No. 1030
Senate Bill No. 1271
Senate Bill No. 1272

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 995
Senate Bill No. 1390
Senate Bill No. 1391
Senate Bill No. 1443

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 425
Senate Bill No. 606
Senate Bill No. 898
Senate Bill No. 1179
Senate Bill No. 1242

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 931

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 955
Senate Bill No. 1235
Senate Bill No. 1265

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Public Utilities

SENATE CHAMBER, June 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which were referred:

Senate Bill No. 1134
Senate Bill No. 1133
Senate Bill No. 1196
Senate Bill No. 1413
Senate Bill No. 1389
Senate Bill No. 1425
Senate Bill No. 1426
Assembly Bill No. 2227

Reports the same back with the recommendation: Re-refer to the Committee on Rules for interim study.

SHORT, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Transportation

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 504
Senate Bill No. 1047
Senate Bill No. 1205

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 519

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

COLLIER, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 223
Senate Bill No. 1291

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 403
Senate Bill No. 423
Senate Bill No. 434
Senate Bill No. 445
Senate Bill No. 535
Senate Bill No. 979
Senate Bill No. 1060
Senate Bill No. 1066
Senate Bill No. 1201
Senate Bill No. 1230
Senate Bill No. 1284
Senate Bill No. 1285
Senate Bill No. 1300
Senate Bill No. 1326
Senate Bill No. 1354
Senate Bill No. 1361
Senate Bill No. 1452
Senate Bill No. 1482
Senate Bill No. 1454

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 574

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 362

Has had the same under consideration, and reports the same back with the recommendation: Be referred to proper interim committee for study.

ERHART, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Resolution No. 103

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, be adopted as amended, and be placed on the Consent Calendar.

ERHART, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Assembly Bill No. 1881
Assembly Bill No. 2414
Senate Joint Resolution No. 27

Has had the same under consideration, and reports the same back with the recommendation: Do pass (be adopted), and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bills ordered to second reading.
Above reported resolution ordered to second reading.

Committee on Elections

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Constitutional Amendment No. 28

Has had the same under consideration, and reports the same back with the recommendation: Be referred to Committee on Rules to be re-referred to the proper interim committee for study.

COBEY, Chairman

Above reported resolution re-referred to Committee on Rules.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1148

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 205

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Concurrent Resolution No. 79

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

WILLIAMS, Chairman

Above reported resolution ordered to third reading.

Committee on Transportation

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 1109
Senate Bill No. 1460

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1392

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, May 30, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Assembly Bill No. 800

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 80
Senate Resolution No. 138

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Business and Professions

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 1189

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an interim committee for study.

JOHNSON, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Governmental Efficiency

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 885

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1215
Senate Bill No. 1478

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to appropriate interim committee for study.

GIBSON, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Business and Professions

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 732
Assembly Bill No. 306
Assembly Bill No. 469
Assembly Bill No. 1636
Assembly Bill No. 2440

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Assembly Bill No. 1135
Assembly Bill No. 1626
Assembly Bill No. 1704
Assembly Bill No. 2023

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 1004
Assembly Bill No. 1698

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 867
Senate Bill No. 1191
Senate Bill No. 1202
Senate Bill No. 1457
Senate Bill No. 1465
Assembly Bill No. 2037

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Assembly Bill No. 1465
Assembly Bill No. 2074
Assembly Bill No. 2293
Assembly Bill No. 2552

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 2350

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 1061
Assembly Bill No. 1573

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

GIBSON, Chairman.

Above reported bills ordered to second reading.

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 364	Senate Bill No. 1423
Senate Bill No. 1026	Senate Bill No. 1434
Senate Bill No. 1033	Senate Bill No. 1463
Senate Bill No. 1228	Assembly Bill No. 145
Senate Bill No. 1282	Assembly Bill No. 903
Senate Bill No. 1331	Assembly Bill No. 995
Senate Bill No. 1396	Assembly Bill No. 2284

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman.

Above reported bills ordered to second reading.

MOTION TO READ SENATE BILLS SECOND TIME

Senator Burns moved that all bills reported from committee be given a second reading and placed on the third reading file.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 504—An act to amend Sections 326, 347, 356, 362, 369, 376, 380, 403, 410, 414, 443, 476, and 526 of the Streets and Highways Code, relating to state highway routes.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1047—An act to amend Section 2120 of the Streets and Highways Code, relating to services furnished by the State for counties.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1205—An act to repeal Section 2413 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to seat belt reports.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 223—An act to add Section 330 to the Streets and Highways Code, relating to state highways.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1291—An act to amend Section 415 of the Streets and Highways Code, relating to state highway routes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 403—An act to add Article 4 (commencing with Section 11190) to Chapter 2 of Title 1 of Part 4 of the Penal Code, relating to disposition of prisoners, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 423—An act to amend Section 7149 of the Fish and Game Code, relating to fishing licenses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 434—An act to amend Section 226 of the Water Code, relating to water use investigations, and making an appropriation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 445—An act to add Section 2163.6 to the Welfare and Institutions Code, relating to old age security.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 535—An act to add Section 24759 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 979—An act to amend Section 68841 of the Government Code, relating to the salary of the Clerk of the Supreme Court.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1060—An act to add Sections 1323, 1774.1, 1774.2, and 1774.3 to the Government Code, relating to appointments by the Governor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1066—An act to amend Sections 11554, 11557, and 11559 of the Government Code, relating to the salaries of state officers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1201—An act to amend Section 1170 of the Harbors and Navigation Code, relating to bar pilotage rates for the Bays of San Francisco, San Pablo and Suisun.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1230—An act to amend Sections 92.7 and 92.8 of the Agricultural Code, and Sections 19624 and 19626 of the Business and Professions Code, relating to fairs and the Fair and Exposition Fund.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1284—An act to amend Sections 7504, 7512, 7514, 7521, 7522, 7525, 7526, 7528, 7533, 7534, 7538, 7540, 7551, 7553, 7553.1, 7560, and 7580 of, and to add Sections 7523.1, 7526.1, 7526.2, 7526.3, 7526.4, 7536, 7538.1, and 7538.2 to, and Article 3.5 (commencing at Section 7544) to Chapter 11 of Division 3 of, and to repeal Sections 7536 and 7552 of, the Business and Professions Code, relating to private investigators and adjusters.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1285—An act to amend Sections 6850, 6851, 6852, 6857, 6870, 6875, 6877, 6880, 6881, 6885, 6886, 6887, 6888, 6889, 6890, 6891, 6892, 6895, 6900, 6901, 6902, 6905, 6906, 6907, 6909, 6910, 6911, 6912, 6913, 6914, 6915, 6916, 6921, 6922, 6923, 6925, 6930, 6931, 6947, 6948, 6949, 6950, 6951, 6955, and 6956 of, and to amend and renumber Sections 6863, 6866, and 6867 of, and to add Sections 6854, 6854.5, 6855, 6860, 6861, 6865, 6865.5, 6866, 6866.5, 6867, 6867.5, 6868, 6868.5, 6876, 6876.1, 6876.2, 6878, 6878.1, 6886.1, 6906.1, 6916.1, 6925.1, 6947.1,

6949.1, and 6949.2 to, and Articles 5.5 (commencing at Section 6894) and 6.5 (commencing at Section 6904) to Chapter 8 of Division 3 of, and to repeal Sections 6854, 6855, 6860, 6861, 6862, 6864, 6864.5, 6865, 6872, 6876, 6878, 6879, 6926, 6945, and 6946 of, the Business and Professions Code, relating to collection agencies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1300—An act to add Section 149 to the Streets and Highways Code, relating to telephones on freeways.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1326—An act providing for the investigation of water supplies for the western Sacramento-San Joaquin Delta, and making an appropriation therefor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1354—An act to add Section 12898 to the Water Code, relating to the Sacramento Canals Unit of the Central Valley Project.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1361—An act to add Section 2079 to the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1452—An act to amend Sections 11553 and 11557 of the Government Code, relating to salaries of state officers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1482—An act to amend Section 1547 of the Penal Code, relating to rewards for apprehension.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1454—An act to amend Sections 504, 8600, 8604, 8607, 8700, 8701, 8702, 8703, and the title of Chapter 2 (commencing at Section 8700) of Division 7 of, to repeal Sections 8605, 8606, and 8608 of, and to add Sections 509.6, 8605, 8606, and 8704 to, the Public Resources Code, relating to recreation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 574—An act to add Article 11 (commencing at Section 428), to Chapter 2, Part 1, Division 1, of the Health and Safety Code, relating to the prevention of blindness, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, strike out ", and making an appropriation therefor".

Amendment No. 2

On page 2, strike out lines 1 to 6, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1109—An act to add Section 101.8 to the Streets and Highways Code, relating to the construction, reconstruction, and maintenance of structures on limited access highways.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 6, of the printed bill, after "any", insert "state constructed or state owned".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1460—An act to add Section 21714 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to ambulances.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 to 6, inclusive, and insert "21714. No owner of a publicly or privately owned ambulance shall permit the operation of such ambulance in emergency service unless either the operator thereof or an attendant on duty therein possesses an Advanced American Red Cross First Aid Certificate or an Advanced First Aid Certificate issued by the United States Bureau of Mines. In any case in which an ambulance is operated in violation of the preceding provisions of this section, the Commissioner of the California Highway Patrol may, after notice and hearing, revoke any permit that has been issued to such owner to operate ambulances as authorized emergency vehicles and may order that no ambulance owned by such owner may be operated as an authorized emergency vehicle. The commissioner may issue rules and regulations to implement this section."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1392—An act to add Section 26467 to the Health and Safety Code, relating to food labeling.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "energizing", and insert "emergency".

Amendment No. 2

On page 1, line 5, after "pack," " insert "or with language of similar import,".

Amendment No. 3

On page 1, line 6, after "package", strike out the comma, and insert a semicolon.

Amendment No. 4

On page 1, line 6, after "therein," insert "stated by quantity of each product, by weight of each, and the number of servings of each;".

Amendment No. 5

On page 1, after line 7, insert

"The Department of Public Health shall by regulation establish the minimum nutritional values of such packages and the manner of stating the nutritional values upon the labels of such packages."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Resolution No. 103—Relative to the study of game fish at Lake Tahoe.

Resolution read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

Strike out subdivision (b) of the first "Resolved" clause of the printed measure, as printed in Senate Journal for April 30, 1959, page 1934, and insert

"(b) Test the possibilities of stocking large numbers of trout of various strains."

Amendment read, and adopted.

Resolution ordered amended.

Request for Unanimous Consent

Senator Berry asked for, and was granted unanimous consent to take up Senate Resolution No. 103 at this time, for consideration as amended.

CONSIDERATION OF SENATE RESOLUTION NO. 103 AS AMENDED

Senate Resolution No. 103

Relative to the study of game fish at Lake Tahoe

WHEREAS, Lake Tahoe at one time supported very large populations of native game fishes, consisting principally of the Lahontan cutthroat trout *(Salmo clarkii henshawi)* and the mountain whitefish *(Coregonus williamsoni)*. The cutthroat trout were sufficiently numerous to support an important commercial fishery, with thousands of pounds shipped from the lake annually. Both the cutthroat trout and the whitefish have now disappeared completely from the lake; and

WHEREAS, All indications are that game fish are far less abundant in Lake Tahoe than they once were, both in numbers and in weight. The causes of the apparent decline in abundance are not known and are difficult even to guess on the basis of available information; and

WHEREAS, It also appears that Lake Tahoe, because of its great area and volume, combined with a rapidly increasing resident population and great numbers of summer visitors, offers a tremendous opportunity for development of sport fisheries; now, therefore, be it

Resolved by the Senate of the State of California, That the State Department of Fish and Game be requested to make a thorough and extensive study to discover some means of producing good fishing in Lake Tahoe at a reasonable cost. This study should involve the testing of the most promising management methods, and an analysis of the physical and biological changes which have taken place. In order to obtain this objective, the following should be done:

(a) Determine the approximate production of game fish in past years, from an analysis of published records, and the present production of the lake, by creel census. The purpose here would be to get some idea of the potential fish production, and how much of it is now being realized.

(b) Test the possibilities of stocking large numbers of trout of various strains.

(c) Study the interrelationships of game and forage species, and the food chains of the game fish, with the hope of finding possibilities for introducing new forage species which would increase the production of game fish.

(d) Test the importance of lake tributaries to the sport fisheries. The lake tributaries provide some trout and forage species with a place to spawn. With increasing use of water it may be difficult to maintain suitable flows in the tributaries.

(e) Carry out chemical and limnological sampling as necessary to provide a clear picture of the interrelationships of the fishes present and various facets of their environment.

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the Director of the State Department of Fish and Game.

Resolution read, as amended, and unanimously adopted on motion of Senator Berry.

SECOND READING OF SENATE BILLS (OUT OF ORDER) (RESUMED)

Senate Bill No. 732 An act to add Chapter 10 (commencing at Section 4500) to Division 2 of the Business and Professions Code, relating to the certification of psychiatric technicians.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1004 An act to add Sections 11506.5, 11506.6, and 11506.7 to the Business and Professions Code, relating to subdivision maps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Senate May 21, 1959, strike out "11506.5, 11506.6, and 11506.7", and insert "11543.5".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 11543.5 is added to the Business and Professions Code, to read:

11543.5. A local ordinance may provide for the assessment of a fee, at the time of approval for filing of a tenative subdivision map, payable at the time of the approval of the final map in an amount necessary to pay that portion of the estimated or actual costs of constructing planned drainage facilities found by the governing body to be properly allocable to the property proposed for subdivision because of the need for drainage facilities necessitated by the proposed subdivision or because of benefits to the property proposed for subdivision which would be conferred by the construction of planned drainage facilities. Fees so assessed shall be paid into a "planned drainage facilities construction fund." Moneys in such fund shall be expended solely for the construction or reimbursement for construction of drainage facilities within the planned drainage area in which the fees comprising the fund were assessed.

Fees may be assessed pursuant to this section only by counties or cities which have adopted a general plan for drainage and drainage facilities, except, however, in a county which has adopted a general plan for drainage, no city may assess the fees authorized by this section until the governing body of the county has by resolution determined that the city drainage plan is in conformity with the county drainage plan.

A county or city imposing fees pursuant to this section may advance moneys in its treasury for the construction of planned drainage facilities and reimburse the treasury from the planned drainage facilities construction fund. A county or a city which assesses fees pursuant to this section may incur an indebtedness for the construction of planned drainage facilities provided the sole security for the repayment of such indebtedness shall be the moneys in the planned drainage facilities construction fund."

Amendment No. 3

On page 1, strike out lines 2 to 26, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 867—An act to amend Sections 2020, 2020.002, and 2025 of, and add Section 2020.001 to, the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Senate May 12, 1959, strike out "and add Section 2020.001 to,".

Amendment No. 2

On page 1, line 4, after "entitled", insert "for basic needs".

Amendment No. 3

On page 1, line 7, strike out "one hundred", and insert "ninety-five".

Amendment No. 4

On page 1, line 8, strike out "$100", and insert "$95".

Amendment No. 5

On page 1, line 9, strike out "one hundred", and insert "ninety-five".

Amendment No. 6

On page 1, line 10, strike out "$100", and insert "$95".

Amendment No. 7

On page 1, line 11, strike out "one hundred dollars ($100)", and insert "ninety-five dollars ($95)".

Amendment No. 8

On page 2, strike out lines 3 to 9, inclusive.

Amendment No. 9

On page 2, line 10, strike out "SEC. 3", and insert "SEC. 2".

Amendment No. 10

On page 2, line 12, strike out "six dollars ($106)", and insert "fifteen dollars ($115)".

Amendment No. 11

On page 2, line 17, strike out "six dollars ($106)", and insert "fifteen dollars ($115)".

Amendment No. 12

On page 2, line 18, strike out "4", and insert "3".

Amendment No. 13

On page 2, line 27, after "to", insert "the nearer dollar of".

Amendment No. 14

On page 2, line 29, strike out "total aid granted", and insert "maximum grant of aid".

Amendment No. 15

On page 2, line 30, strike out "less than", and insert "be decreased below".

Amendment No. 16

On page 1, line 30, after "month", insert "as a result of any decrease in the contributions of the United States Government".

Amendment No. 17

On page 2, line 33, after "change", insert "to the nearer dollar".

Amendment No. 18

On page 2, strike out lines 51 to 52, inclusive, and insert

"SEC. 4. The increase in the maximum amount for basic need as provided in Section 1 of this act is for the express purpose of increasing the basic need allowance for shelter."

Amendment No. 19

On page 3, strike out lines 1 to 13, inclusive, and insert
"SEC. 5. This act shall become operative October 1, 1959."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1191—An act to amend Section 23817 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 19, 1959, strike out "Section 23817", and insert "Sections 23817 and 23954.5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, following line 18, insert
"SEC. 2. Section 23954.5 of said code is amended to read:
23954.5. An applicant for an original on-sale general license on or after January 1, 1956, shall, at the time of filing the application for the license, accompany the application with a fee of six thousand dollars ($6,000). On or after the effective date of the amendments to this section enacted by the Legislature at the 1957 Regular Session, and at the time of filing an application for a license, an applicant for an original on-sale general license for seasonal business shall accompany the application with a fee of two thousand dollars ($2,000), an applicant for an original on-sale beer and wine license shall accompany the application with a fee of one hundred fifty dollars ($150), an applicant for an original on-sale beer license shall accompany the application with a fee of one hundred dollars ($100), and an applicant for an original off-sale beer and wine license shall accompany the application with a fee of twenty-five dollars ($25). An applicant for an original off-sale general license [on or after January 1, 1956,] shall, at the time of filing the application for the license, accompany the application with a fee of [three thousand dollars ($3,000)] *six thousand dollars ($6,000)*.
"Original on-sale general license," "original on-sale general license for seasonal business," "original on-sale beer and wine license," "original on-sale beer license," "original off-sale general license," and "original off-sale beer and wine license," as used in this section, does not include a license issued upon renewal or transfer of a license.
All money collected from the fees provided for in this section shall be deposited directly in the General Fund of the State Treasury, rather than in the Alcohol Beverage Control Fund as provided in Section 25761."

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 1191

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Senate May 19, 1959, strike out "2,200", and insert "2,500".

Amendment No. 2

On page 1, line 12, strike out "10", and insert "5".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1202 An act to amend Section 104.5 of the Welfare and Institutions Code, relating to proceedings before the State Social Welfare Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "two years", and insert "six months".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1457—An act to add Section 14355.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, after "14355.1 to", insert ", and to amend Section 14359 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 14, insert

"SEC. 2. Section 14359 of said code is amended to read:

14359. Upon retirement for service a member shall receive an annual annuity, sufficient when added to the portion of the retirement salary computed pursuant to [Section 14355] *Sections 14355 or 14355.1*, on the basis of his service for which he is not entitled to receive benefits from a local retirement system, but excluding his service for which he has not deposited contributions in the Retirement Annuity Fund following a change in membership status, pursuant to Article 15 (commencing at Section 14411) of this chapter, to equal the fraction of one-sixtieth (1/60th) of his final compensation, set forth opposite his age at retirement, taken to the preceding completed quarter year, in the following table in the column applicable to his sex, multiplied by the number of years of his credited service not counting any service for which the member is entitled to retirement benefits from a local retirement system:

Age at retirement	Fractions	
	Men	Women
[50	.5742013	.5966920
50¼	.5816292	.6038650
50½	.5890570	.6110379
50¾	.5964849	.6182108
51	.6039128	.6253838
51¼	.6118640	.6330338
51½	.6198152	.6406837
51¾	.6277664	.6483336
52	.6357176	.6559836
52¼	.6442621	.6641804
52½	.6528066	.6723773
52¾	.6613512	.6805742
53	.6698957	.6887710
53¼	.6790892	.6975458
53½	.6882826	.7063205
53¾	.6974760	.7150952
54	.7066695	.7238700

Age at retirement	Fractions Men	Women
54¼	.7165790	.7333087
54½	.7264886	.7427474
54¾	.7363982	.7521860]
55	.7463077	.7616247
55¼	.7570073	[.7717737]
55½	.7677070	.7819226
55¾	.7784066	.7920716
56	.7891062	.8022206
56¼	.8006961	.8131608
56½	.8122860	.8241010
56¾	.8238759	.8350412
57	.8354658	.8459814
57¼	.8480339	.8578131
57½	.8606020	.8696448
57¾	.8731700	.8814766
58	.8857381	.8933083
58¼	.8993968	.9061066
58½	.9130555	.9189049
58¾	.9267142	.9317032
59	.9403729	.9445015
59¼	.9552797	.9583761
59½	.9701864	.9722508
59¾	.9850932	.9861254
60	1.0000000	1.0000000
60¼	1.0144236	1.0139901
60½	1.0288472	1.0279802
60¾	1.0432707	1.0419703
61	1.0576943	1.0559604
61¼	1.0730460	1.0708336
61½	1.0883977	1.0857068
61¾	1.1037494	1.1005709
62	1.1191011	1.1154531
62¼	1.1354891	1.1313539
62½	1.1518771	1.1472546
62¾	1.1682651	1.1631554
63	1.1846531	1.1790562
63¼	1.2021800	1.1960688
63½	1.2197068	1.2130815
63¾	1.2372336	1.2300942
64	1.2547605	1.2471068
64¼	1.2735116	1.2654212
64½	1.2922627	1.2837356
64¾	1.3110138	1.3020501
65 and over	1.3297649	1.3203645

The fractions herein set forth at ages other than sixty (60) are based on the interest rate and mortality tables used under the State Teachers' Retirement System on July 1, 1955, and shall be adjusted by the board in accordance with such interest rate and mortality tables as the board may adopt under such system."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1465—An act to amend Section 4700 of the Penal Code, relating to offenses by prisoners in state institutions.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 22, of the printed bill, strike out "for its", and insert "and the approval of the Department of Finance".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 364—An act to amend Section 68542 of the Government Code, relating to expenses of judges.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1026—An act to add Article 6 (commencing with Section 21380) to Chapter 9, Part 3, Division 5, Title 2 of the Government Code and to add Sections 20230.5, 20759.13, 20750.23, 20750.33 and 20750.43 thereto, relating to the State Employees' Retirement System with respect to the payment of survivors' allowances thereunder.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1033—An act to add Section 20308 to the Government Code, relating to legislative employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1228—An act to amend Sections 14302, 14303, and 14306 of, and to add Section 14309.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System and providing for retirement for disability and adjusting disability allowances therein.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1282—An act to add Section 2166 to the Welfare and Institutions Code, relating to computation of old age assistance grants.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1331—An act to amend Section 2160.5 of the Welfare and Institutions Code, relating to county responsibility for the payment of old age assistance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1396—An act to add Section 31815 to the Government Code, relating to the County Employees Retirement Law of 1937.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1423—An act to amend Section 1642 of the Welfare and Institutions Code, relating to maternity care for expectant unmarried mothers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1434—An act to amend Sections 6728, 6729, and 6734 of the Welfare and Institutions Code, relating to mental illness.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1463—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1881—An act to amend Sections 14000 and 14001 of the Fish and Game Code, relating to the Pacific Marine Fisheries Compact.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2414—An act to amend Section 2005 of the Fish and Game Code, relating to the taking of fish and game.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1148—An act to add Section 7933.5 to the Elections Code, relating to the demise of a candidate for public office.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Assembly May 12, 1959, strike out "If the deceased candidate re-"; and strike out lines 10 and 11, and insert "The vacancy arising in the succeeding term of the office shall be filled in the same manner as if the candidate had died subsequent to taking office for that term."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 205—An act to amend Sections 3818, 3819, 3830, 3925, 3929, 3941, and 3946 of the Elections Code, relating to office designations on election ballots.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 800—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

(Item 3)

Amendment No. 1

On page 2, line 8, of the printed bill, as amended in Assembly May 21, 1959, strike out "21,600", and insert "22,800".

(Item 4)

Amendment No. 2

On page 2, line 14, strike out "1,069,593", and insert "1,226,593".

(Item 11)

Amendment No. 3

On page 2, line 37, strike out "48,447", and insert "53,964".

Amendment No. 4

On page 2, line 42, strike out "14,619", and insert "20,136".

Amendment No. 5

On page 2, line 48, strike out "48,447", and insert "53,964".

(Item 27)

Amendment No. 6

On page 4, after line 17, insert

"27—For support of the California Disaster Office, California State Disaster Council and advisory committees 1,042,886
and in addition any amounts received from federal grants or other sources shall be available for expenditure in accordance with the provisions of this item."

(Item 29)

Amendment No. 7

On page 4, line 44, strike out "338,470", and insert "337,270".

Amendment No. 8

On page 4, line 49, strike out "228,849", and insert "227,649".

Amendment No. 9

On page 4, line 52, strike out "997,770", and insert "996,570".

Amendment No. 10

On page 5, line 5, strike out "338,470", and insert "337,270".

(Item 32)

Amendment No. 11

On page 5, line 25, strike out "326,713", and insert "338,217".

Amendment No. 12

On page 5, line 27, strike out "277,745", and insert "287,765".

Amendment No. 13

On page 5, line 29, strike out "56,733", and insert "58,217".

Amendment No. 14

On page 5, line 31, strike out "334,478", and insert "345,982".

Amendment No. 15

On page 5, line 34, strike out "326,713", and insert "338,217".

(Item 34)

Amendment No. 16

On page 5, line 51, strike out "8,021,641", and insert "7,921,641".

Amendment No. 17

On page 6, strike out line 10, and insert

"Less estimated amounts available from other sources:
(c) Reimbursements 736,227
(d) Unallocated reduction ..... 100,000".

Amendment No. 18

On page 6, line 13, strike out "8,021,641", and insert "7,921,641".

(Item 44)

Amendment No. 19

On page 8, line 17, strike out "2,130,972", and insert "2,126,568".

Amendment No. 20

On page 8, line 19, strike out "1,249,399", and insert "1,244,995".

Amendment No. 21

On page 8, line 24, strike out "2,147,727", and insert "2,143,323".

Amendment No. 22

On page 8, line 27, strike out "2,130,972", and insert "2,126,568".

(Item 45)

Amendment No. 23

On page 8, line 31, strike out "4,950,012", and insert "4,945,491".

Amendment No. 24

On page 8, line 34, strike out "3,349,049", and insert "3,342,380".

Amendment No. 25

On page 8, line 42, strike out "5,548,742", and insert "5,542,073".

Amendment No. 26

On page 8, line 44, strike out "598,730", and insert "596,582".

Amendment No. 27

On page 8, line 47, strike out "4,950,012", and insert "4,945,491".

(Item 46)

Amendment No. 28

On page 8, line 51, strike out "3,730,917", and insert "3,713,507".

Amendment No. 29

On page 9, line 4, strike out "2,378,388", and insert "2,355,978".

Amendment No. 30

On page 9, line 7, strike out "1,688,914", and insert "1,693,914".

Amendment No. 31

On page 9, line 12, strike out "4,161,030", and insert "4,143,620".

Amendment No. 32

On page 9, line 17, strike out "3,730,917", and insert "3,713,507".

(Item 48)

Amendment No. 33

On page 9, line 41, strike out "5,269,815", and insert "5,261,007".

Amendment No. 34

On page 9, line 44, strike out "3,253,455", and insert "3,244,647".

Amendment No. 35

On page 9, line 52, strike out "5,618,415", and insert "5,609,607".

Amendment No. 36

On page 10, line 6, strike out "5,269,815", and insert "5,261,007".

(Item 49)

Amendment No. 37

On page 10, line 9, strike out "3,118,955", and insert "3,115,265".

Amendment No. 38

On page 10, line 11, strike out "2,080,043", and insert "2,076,353".

Amendment No. 39

On page 10, line 16, strike out "3,162,943", and insert "3,159,253".

Amendment No. 40

On page 10, line 19, strike out "3,118,955", and insert "3,115,265".

(Item 50)

Amendment No. 41

On page 10, line 36, strike out "1,349,264", and insert "1,351,466".

Amendment No. 42

On page 10, line 39, strike out "857,022", and insert "859,224".

Amendment No. 43

On page 10, line 46, strike out "1,369,470", and insert "1,371,672".

Amendment No. 44

On page 10, line 50, strike out "1,349,264", and insert "1,351,466".

(Item 51)

Amendment No. 45

On page 11, line 4, strike out "227,054", and insert "239,431".

Amendment No. 46

On page 11, line 6, strike out "185,703", and insert "195,555".

Amendment No. 47
On page 11, line 8, strike out "41,351", and insert "43,876".

Amendment No. 48
On page 11, line 10, strike out "227,054", and insert "239,431".

(Item 62)
Amendment No. 49
On page 13, line 23, strike out "1,288,446", and insert "1,282,195".

Amendment No. 50
On page 13, line 25, strike out "969,807", and insert "964,035".

Amendment No. 51
On page 13, line 27, strike out "327,154", and insert "326,675".

Amendment No. 52
On page 13, line 29, strike out "1,296,961", and insert "1,290,710".

Amendment No. 53
On page 13, line 32, strike out "1,288,446", and insert "1,282,195".

(Item 64)
Amendment No. 54
On page 13, line 48, strike out "879,926", and insert "858,605".

Amendment No. 55
On page 14, line 4, strike out "591,396", and insert "570,075".

Amendment No. 56
On page 14, line 9, strike out "893,826", and insert "872,505".

Amendment No. 57
On page 14, line 13, strike out "879,926", and insert "858,605".

(Item 65)
Amendment No. 58
On page 14, line 16, strike out "1,003,964", and insert "997,988".

Amendment No. 59
On page 14, line 18, strike out "789,481", and insert "783,505".

Amendment No. 60
On page 14, line 22, strike out "1,011,214", and insert "1,005,238".

Amendment No. 61
On page 14, line 25, strike out "1,003,964", and insert "997,988".

(Item 66)
Amendment No. 62
On page 14, line 29, strike out "835,695", and insert "835,387".

Amendment No. 63
On page 14, line 32, strike out "659,553", and insert "659,245".

Amendment No. 64
On page 14, line 37, strike out "844,690", and insert "844,382".

Amendment No. 65
On page 14, line 41, strike out "835,695", and insert "835,387".

(Item 67)
Amendment No. 66
On page 14, line 49, strike out "3,056,027", and insert "2,908,027".

Amendment No. 67
On page 15, line 4, strike out "2,980,725", and insert "2,984,725".

Amendment No. 68
On page 15, line 7, strike out "975,002", and insert "981,002".

Amendment No. 69
On page 15, line 10, strike out "3,955,727", and insert "3,965,727".

Amendment No. 70
On page 15, line 14, strike out "814,400", and insert "972,400".

Amendment No. 71
On page 15, line 20, strike out "3,056,027", and insert "2,908,027".

(Item 76)
Amendment No. 72
On page 17, line 20, strike out "2,836,122", and insert "2,835,622".

Amendment No. 73
On page 17, line 27, strike out "474,682", and insert "474,182".

Amendment No. 74
On page 17, line 30, strike out "3,230,783", and insert "3,230,283".

Amendment No. 75
On page 17, line 35, strike out "2,836,122", and insert "2,835,622".

(Item 78)
Amendment No. 76
On page 17, line 50, strike out "4,143,358", and insert "4,142,858".

Amendment No. 77
On page 18, line 8, strike out "763,162", and insert "762,662".

Amendment No. 78
On page 18, line 11, strike out "5,016,437", and insert "5,015,937".

Amendment No. 79
On page 18, line 16, strike out "4,143,358", and insert "4,142,858".

(Item 80)
Amendment No. 80
On page 18, line 31, strike out "2,236,256", and insert "2,235,756".

Amendment No. 81
On page 18, line 38, strike out "417,242", and insert "416,742".

Amendment No. 82
On page 18, line 41, strike out "2,499,011", and insert "2,498,511".

Amendment No. 83
On page 18, line 46, strike out "2,236,256", and insert "2,235,756".

(Item 81)
Amendment No. 84
On page 18, line 49, strike out "5,032,851", and insert "5,032,351".

Amendment No. 85
On page 19, line 7, strike out "938,459", and insert "937,959".

Amendment No. 86
On page 19, line 10, strike out "6,156,772", and insert "6,156,272".

Amendment No. 87
On page 19, line 15, strike out "5,032,851", and insert "5,032,351".

(Item 82)
Amendment No. 88
On page 19, line 19, strike out "5,280,782", and insert "5,280,282".

Amendment No. 89
On page 19, line 26, strike out "933,063", and insert "932,563".

Amendment No. 90
On page 19, line 29, strike out "6,390,918", and insert "6,390,418".

Amendment No. 91

On page 19, line 34, strike out "5,280,782", and insert "5,280,282".

(Item 84)

Amendment No. 92

On page 20, line 6, strike out "3,223,519", and insert "3,223,019".

Amendment No. 93

On page 20, line 13, strike out "586,934", and insert "586,434".

Amendment No. 94

On page 20, line 16, strike out "3,863,913", and insert "3,863,413".

Amendment No. 95

On page 20, line 21, strike out "3,223,519", and insert "3,223,019".

(Item 85)

Amendment No. 96

On page 20, line 24, strike out "5,511,273", and insert "5,510,773".

Amendment No. 97

On page 20, line 31, strike out "899,334", and insert "898,834".

Amendment No. 98

On page 20, line 34, strike out "6,478,328", and insert "6,477,828".

Amendment No. 99

On page 20, line 39, strike out "5,511,273", and insert "5,510,773".

(Item 86)

Amendment No. 100

On page 20, line 43, strike out "2,402,030", and insert "2,401,530".

Amendment No. 101

On page 21, line 6, strike out "582,746", and insert "582,246".

Amendment No. 102

On page 21, line 9, strike out "2,818,177", and insert "2,817,677".

Amendment No. 103

On page 21, line 14, strike out "2,402,030", and insert "2,401,530".

(Item 87)

Amendment No. 104

On page 21, line 17, strike out "6,352,241", and insert "6,351,741".

Amendment No. 105

On page 21, line 24, strike out "1,275,413", and insert "1,274,913".

Amendment No. 106

On page 21, line 27, strike out "7,959,398", and insert "7,958,898".

Amendment No. 107

On page 21, line 32, strike out "6,352,241", and insert "6,351,741".

(Item 88)

Amendment No. 108

On page 21, line 35, strike out "8,725,097", and insert "8,724,597".

Amendment No. 109

On page 21, line 42, strike out "1,416,972", and insert "1,416,472".

Amendment No. 110

On page 21, line 45, strike out "10,081,981", and insert "10,081,481".

Amendment No. 111

On page 21, line 50, strike out "8,725,097", and insert "8,724,597".

(Item 91)

Amendment No. 112

On page 22, line 33, strike out "406,251", and insert "410,866".

Amendment No. 113

On page 22, line 36, strike out "391,566", and insert "395,658".

Amendment No. 114

On page 22, line 39, strike out "193,623", and insert "194,146".

Amendment No. 115

On page 22, line 42, strike out "585,189", and insert "589,804".

Amendment No. 116

On page 22, line 46, strike out "406,251", and insert "410,866".

(Item 94)

Amendment No. 117

On page 23, line 25, strike out "1,505,191", and insert "1,497,991".

Amendment No. 118

On page 23, line 29, strike out "254,565", and insert "247,365".

Amendment No. 119

On page 23, line 31, strike out "1,528,167", and insert "1,520,967".

Amendment No. 120

On page 23, line 34, strike out "1,505,191", and insert "1,497,991".

(Item 103)

Amendment No. 121

On page 25, line 19, strike out "89,793,871", and insert "89,721,822".

(Item 108.5)

Amendment No. 122

On page 25, after line 48, insert

"108.5—For research regarding the control of gnats, University of California, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code, exempt from Section 34 of this act..... 30,000".

(Item 109)

Amendment No. 123

On page 25, line 52, strike out "396,770", and insert "433,826".

(Item 112)

Amendment No. 124

On page 26, line 33, strike out "3,104,142", and insert "3,149,752".

Amendment No. 125

On page 26, line 36, strike out "3,103,578", and insert "3,144,218".

Amendment No. 126

On page 26, line 39, strike out "1,084,285", and insert "1,089,255".

Amendment No. 127

On page 26, line 42, strike out "4,187,863", and insert "4,233,473".

Amendment No. 128

On page 27, line 10, strike out "3,104,142", and insert "3,149,752".

Amendment No. 129

On page 27, after line 10, insert

"provided, however, that of the amount appropriated in this item, the sum of $45,610 shall not be available for expenditure until the Department of Finance has determined the feasibility of an electronic data processing system."

(Item 117)

Amendment No. 130

On page 27, line 23, strike out "11,676,063", and insert "12,383,565".

Amendment No. 131

On page 27, line 26, strike out "13,159,174", and insert "13,340,699".

Amendment No. 132
On page 27, line 29, strike out "2,673,530", and insert "3,212,130".

Amendment No. 133
On page 27, line 32, strike out "15,832,704", and insert "16,552,829".

Amendment No. 134
On page 27, line 34, strike out "4,156,641", and insert "4,169,264".

Amendment No. 135
On page 27, line 37, strike out "11,676,063", and insert "12,383,565".

(Item 121)
Amendment No. 136
On page 28, line 22, strike out "7,498,269", and insert "7,323,269".

Amendment No. 137
On page 28, line 26, strike out "4,009,674", and insert "3,834,674".

Amendment No. 138
On page 28, line 28, strike out "12,798,332", and insert "12,623,332".

Amendment No. 139
On page 28, line 39, strike out "7,498,269", and insert "7,323,269".

Amendment No. 140
On page 28, line 48, strike out "350,000", and insert "175,000".

(Item 124)
Amendment No. 141
On page 29, line 11, strike out "2,083,607", and insert "2,106,467".

(Item 125)
Amendment No. 142
On page 29, line 18, strike out "377,500", and insert "400,360".

(Item 129)
Amendment No. 143
On page 29, line 44, strike out "1,015,468", and insert "988,468".

Amendment No. 144
On page 29, line 49, strike out "423,551", and insert "396,551".

Amendment No. 145
On page 29, line 52, strike out "1,051,839", and insert "1,024,839".

Amendment No. 146
On page 30, line 5, strike out "1,015,468", and insert "988,468".

(Item 130)
Amendment No. 147
On page 30, line 8, strike out "6,726,681", and insert "6,687,558".

Amendment No. 148
On page 30, line 11, strike out "5,721,939", and insert "5,694,063".

Amendment No. 149
On page 30, line 14, strike out "1,004,742", and insert "993,495".

Amendment No. 150
On page 30, line 17, strike out "6,726,681", and insert "6,687,558".

(Item 132)
Amendment No. 151
On page 30, line 36, strike out "27,239,887", and insert "27,875,616".

Amendment No. 152
On page 30, line 39, strike out "19,323,329", and insert "19,679,067".

Amendment No. 153
On page 30, line 42, strike out "8,146,098", and insert "8,426,089".

Amendment No. 154

On page 30, line 45, strike out "27,469,427", and insert "28,105,156".

Amendment No. 155

On page 30, line 49, strike out "27,239,887", and insert "27,875,616".

Amendment No. 156

On page 31, line 12, after "auxiliary", insert

"; provided further, that of the amount appropriated by this item, $75,000 shall be available only for allocation to the Joint Legislative Budget Committee for a study to be made of the organization and functions of the Department of the California Highway Patrol by an organization or firm outside the state services; provided further, that no money appropriated for this item shall be paid for the salary of or other compensation of any uniformed member of the Department of the California Highway Patrol who engages in the functions of a legislative advocate; provided further, that none of the money appropriated by this item shall be used for the rental or purchase of any electronic timing devices used to determine speed upon the highways; provided further, that the State Personnel Board shall review the duties of all uniformed personnel assigned to headquarters and the duties of all uniformed personnel assigned to scale houses at the earliest possible date in order to determine which functions may properly be transferred to civilian employees so that the maximum number of uniformed personnel may be assigned to enforcement duties on road patrol; provided further that the report of the Personnel Board shall be furnished to the Legislative Analyst, the Department of Finance, and the Department of the California Highway Patrol not later than November 1, 1959".

(Item 135)

Amendment No. 157

On page 31, lines 45, 46 and 47, strike out "the establishment and support of offices in San Francisco, Los Angeles and Fresno for the".

Amendment No. 158

On page 31, line 47, before "Fair", insert "support of State".

Amendment No. 159

On page 31, line 48, after "Commission", insert "and Division of Fair Employment Practices, Department of Industrial Relations".

Amendment No. 160

On page 31, line 48, strike out "240,000", and insert "202,953".

(Item 139)

Amendment No. 161

On page 32, line 36, strike out "5,705,791", and insert "5,753,280".

Amendment No. 162

On page 32, line 39, strike out "5,005,884", and insert "4,983,816".

Amendment No. 163

On page 32, line 42, strike out "1,475,758", and insert "1,545,315".

Amendment No. 164

On page 32, line 45, strike out "6,481,642", and insert "6,529,131".

Amendment No. 165

On page 32, line 49, strike out "5,705,791", and insert "5,753,280".

(Item 143)

Amendment No. 166

On page 33, line 19, strike out "3,730,944", and insert "3,734,574".

Amendment No. 167

On page 33, line 22, strike out "2,936,685", and insert "2,940,315".

Amendment No. 168

On page 33, line 28, strike out "3,912,389", and insert "3,916,019".

Amendment No. 169

On page 33, line 36, strike out "3,730,944", and insert "3,734,574".

(Item 148)

Amendment No. 170

On page 34, line 28, strike out "666,230", and insert "677,222".

Amendment No. 171

On page 34, line 31, strike out "658,911", and insert "669,903".

Amendment No. 172

On page 34, line 36, strike out "755,682", and insert "766,674".

Amendment No. 173

On page 34, line 44, strike out "666,230", and insert "677,222".

(Item 151)

Amendment No. 174

On page 35, line 26, strike out "8,784,723", and insert "8,741,818".

Amendment No. 175

On page 35, line 29, strike out "6,885,746", and insert "6,843,914".

Amendment No. 176

On page 35, line 32, strike out "1,996,623", and insert "1,995,550".

Amendment No. 177

On page 35, line 35, strike out "8,882,369", and insert "8,839,464".

Amendment No. 178

On page 35, line 39, strike out "8,784,723", and insert "8,741,818".

(Item 152)

Amendment No. 179

On page 35, line 41, strike out "3,138,828", and insert "3,053,479".

Amendment No. 180

On page 35, line 43, strike out "2,491,896", and insert "2,407,065".

Amendment No. 181

On page 35, line 45, strike out "686,420", and insert "685,902".

Amendment No. 182

On page 35, line 47, strike out "3,178,316", and insert "3,092,967".

Amendment No. 183

On page 35, line 50, strike out "3,138,828", and insert "3,053,479".

(Item 153)

Amendment No. 184

On page 36, line 4, strike out "11,083,655", and insert "11,032,546".

Amendment No. 185

On page 36, line 7, strike out "8,563,253", and insert "8,513,735".

Amendment No. 186

On page 36, line 10, strike out "2,713,689", and insert "2,712,098".

Amendment No. 187

On page 36, line 13, strike out "11,276,942", and insert "11,225,833".

Amendment No. 188

On page 36, line 17, strike out "11,083,655", and insert "11,032,546".

(Item 154)

Amendment No. 189

On page 36, line 20, strike out "5,342,043", and insert "5,276,327".

Amendment No. 190

On page 36, line 23, strike out "3,908,203", and insert "3,843,301".

Amendment No. 191

On page 36, line 26, strike out "1,500,896", and insert "1,500,082".

Amendment No. 192
On page 36, line 29, strike out "5,409,099", and insert "5,343,383".

Amendment No. 193
On page 36, line 33, strike out "5,342,043", and insert "5,276,327".

(Item 155)
Amendment No. 194
On page 36, line 35, strike out "4,935,347", and insert "4,844,239".

Amendment No. 195
On page 36, line 37, strike out "3,868,688", and insert "3,778,394".

Amendment No. 196
On page 36, line 39, strike out "1,160,464", and insert "1,159,650".

Amendment No. 197
On page 36, line 41, strike out "5,029,152", and insert "4,938,044".

Amendment No. 198
On page 36, line 44, strike out "4,935,347", and insert "4,844,239".

(Item 156)
Amendment No. 199
On page 36, line 47, strike out "7,324,353", and insert "7,296,486".

Amendment No. 200
On page 37, line 4, strike out "5,534,526", and insert "5,507,472".

Amendment No. 201
On page 37, line 7, strike out "1,877,260", and insert "1,876,447".

Amendment No. 202
On page 37, line 10, strike out "7,411,786", and insert "7,383,919".

Amendment No. 203
On page 37, line 14, strike out "7,324,353", and insert "7,296,486".

(Item 157)
Amendment No. 204
On page 37, line 17, strike out "5,736,509", and insert "5,635,293".

Amendment No. 205
On page 37, line 19, strike out "4,361,868", and insert "4,264,252".

Amendment No. 206
On page 37, line 22, strike out "1,435,585", and insert "1,431,985".

Amendment No. 207
On page 37, line 25, strike out "5,797,453", and insert "5,696,237".

Amendment No. 208
On page 37, line 29, strike out "5,736,509", and insert "5,635,293".

(Item 158)
Amendment No. 209
On page 37, line 32, strike out "9,859,852", and insert "9,752,650".

Amendment No. 210
On page 37, line 35, strike out "7,657,482", and insert "7,550,335".

Amendment No. 211
On page 37, line 38, strike out "2,307,410", and insert "2,307,355".

Amendment No. 212
On page 37, line 41, strike out "9,964,892", and insert "9,857,690".

Amendment No. 213
On page 37, line 45, strike out "9,859,852", and insert "9,752,650".

Amendment No. 236

On page 39, line 20, strike out "5,991,704", and insert "5,964,612".

(Item 164)

Amendment No. 237

On page 39, line 23, strike out "8,728,911", and insert "8,592,675".

Amendment No. 238

On page 39, line 25, strike out "7,026,819", and insert "6,890,583".

Amendment No. 239

On page 39, line 31, strike out "8,826,665", and insert "8,690,429".

Amendment No. 240

On page 39, line 35, strike out "8,728,911", and insert "8,592,675".

(Item 165.1)

Amendment No. 241

On page 40, strike out lines 9 through 17, inclusive.

(Item 170)

Amendment No. 242

On page 41, line 19, strike out "8,605,799", and insert "8,590,679".

Amendment No. 243

On page 41, line 22, strike out "5,149,289", and insert "5,143,431".

Amendment No. 244

On page 41, line 25, strike out "4,040,794", and insert "4,031,532".

Amendment No. 245

On page 41, line 28, strike out "9,190,083", and insert "9,174,963".

Amendment No. 246

On page 41, line 32, strike out "8,605,799", and insert "8,590,679".

(Item 170.1)

Amendment No. 247

On page 41, after line 32, insert

"170.1—For removal of log jams and other barriers in streams in the Noyo River watershed, Mendocino County, which prevent or impede the movement of migratory fish in such streams, Department of Fish and Game, payable from the Fish and Game Preservation Fund ---------- 18,000".

(Item 175)

Amendment No. 248

On page 42, line 10, strike out "226,136", and insert "231,636".

(Item 178)

Amendment No. 249

On page 42, line 46, strike out "7,073,669", and insert "7,125,517".

Amendment No. 250

On page 43, line 4, strike out "4,654,651", and insert "4,701,499".

Amendment No. 251

On page 43, line 7, strike out "2,602,172", and insert "2,607,172".

Amendment No. 252

On page 43, line 10, strike out "7,256,823", and insert "7,308,671".

Amendment No. 253

On page 43, line 14, strike out "7,073,669", and insert "7,125,517".

(Item 179)

Amendment No. 254

On page 43, strike out lines 19 to 29, inclusive, and insert

"179—For operation and maintenance of roadside rests, Division of Beaches and Parks, Department of Natural Resources, payable from the State Beach and Park Fund---------- 12,500".

(Item 182)

Amendment No. 255

On page 43, line 44, strike out "16,641,218", and insert "16,569,611".

Amendment No. 256

On page 44, line 4, strike out "13,541,094", and insert "13,477,989".

Amendment No. 257

On page 44, line 7, strike out "6,130,986", and insert "6,122,484".

Amendment No. 258

On page 44, line 10, strike out "19,672,080", and insert "19,600,473".

Amendment No. 259

On page 44, line 14, strike out "16,641,218", and insert "16,569,611".

(Item 183)

Amendment No. 260

On page 44, line 21, strike out "1,254,978", and insert "1,248,020".

Amendment No. 261

On page 44, line 23, strike out "317,432", and insert "315,902".

Amendment No. 262

On page 44, line 24, strike out "428,352", and insert "425,626".

Amendment No. 263

On page 44, line 25, strike out "100,853", and insert "100,407".

Amendment No. 264

On page 44, line 26, strike out "98,515", and insert "98,224".

Amendment No. 265

On page 44, line 27, strike out "152,515", and insert "151,599".

Amendment No. 266

On page 44, line 28, strike out "157,311", and insert "156,262".

Amendment No. 267

On page 44, line 30, strike out "1,254,978", and insert "1,248,020".

(Item 184)

Amendment No. 268

On page 44, line 37, strike out "997,671", and "992,178".

(Item 190)

Amendment No. 269

On page 45, line 32, strike out "41,000", and insert "20,500".

(Item 191)

Amendment No. 270

On page 45, line 41, strike out "566,625", and insert "706,125".

Amendment No. 271

On page 45, line 45, strike out "403,066", and insert "431,766".

Amendment No. 272

On page 45, line 47, strike out "217,059", and insert "327,859".

Amendment No. 273

On page 45, line 49, strike out "620,125", and insert "759,625".

Amendment No. 274

On page 46, line 6, strike out "566,625", and insert "706,125".

(Item 201)

Amendment No. 275

On page 47, line 52, strike out "7,291,565", and insert "7,156,619".

Amendment No. 276

On page 48, line 4, strike out "6,581,527", and insert "6,513,241".

Amendment No. 277

On page 48, line 7, strike out "3,045,609", and insert "2,938,959".

Amendment No. 278

On page 48, line 10, strike out "9,627,136", and insert "9,452,200".

Amendment No. 279

On page 48, line 14, strike out "326,367", and insert "286,377".

Amendment No. 280

On page 48, line 20, strike out "7,291,565", and insert "7,156,619".

(Item 205)

Amendment No. 281

On page 49, line 10, strike out "85,425", and insert "83,925".

Amendment No. 282

On page 49, line 14, strike out "39,311", and insert "37,811".

Amendment No. 283

On page 49, line 16, strike out "86,375", and insert "84,875".

Amendment No. 284

On page 49, line 19, strike out "85,425", and insert "83,925".

(Item 212)

Amendment No. 285

On page 50, line 47, strike out "1,807,408", and insert "1,819,844".

Amendment No. 286

On page 51, line 4, strike out "1,852,008", and insert "1,862,008".

Amendment No. 287

On page 51, line 7, strike out "445,008", and insert "447,444".

Amendment No. 288

On page 51, line 10, strike out "2,297,016", and insert "2,309,452".

Amendment No. 289

On page 51, line 15, strike out "1,807,408", and insert "1,819,844".

Amendment No. 290

On page 51, after line 15, insert

"provided, however that $12,436 of the amount appropriated by this item shall not be available unless Senate Bill No. 102 is enacted by the 1959 Session of the Legislature."

(Item 214)

Amendment No. 291

On page 51, line 37, strike out "514,469", and insert "551,525".

Amendment No. 292

One page 51, line 40, strike out "1,543,268", and insert "1,580,324".

Amendment No. 293

On page 51, line 45, strike out "141,770", and insert "178,826".

(Item 224)

Amendment No. 294

On page 54, line 14, strike out "42,838", and insert "41,838".

Amendment No. 295

On page 54, line 19, strike out "19,150", and insert "18,150".

Amendment No. 296

On page 54, line 22, strike out "42,838", and insert "41,838".

(Item 225)

Amendment No. 297

On page 54, line 27, strike out "73,057", and insert "75,057".

Amendment No. 298

On page 54, line 33, strike out "38,294", and insert "40,294".

Amendment No. 299

On page 54, line 36, strike out "73,057", and insert "75,057".

(Item 226)

Amendment No. 300

On page 54, line 41, strike out "305,376", and insert "308,376".

Amendment No. 301

On page 54, line 47, strike out "114,312", and insert "117,312".

Amendment No. 302

On page 54, line 50, strike out "305,376", and insert "308,376".

(Item 228)

Amendment No. 303

On page 55, line 13, strike out "262,594", and insert "258,704".

Amendment No. 304

On page 55, line 16, strike out "156,569", and insert "153,112".

Amendment No. 305

On page 55, line 19, strike out "106,025", and insert "105,592".

Amendment No. 306

On page 55, line 21, strike out "262,594", and insert "258,704".

(Item 232)

Amendment No. 307

On page 56, line 3, after "Inspection," insert "Department of Professional and Vocational Standards".

(Item 248)

Amendment No. 308

On page 59, line 34, strike out "3,095,055", and insert "3,124,811".

Amendment No. 309

On page 59, line 37, strike out "4,578,668", and insert "4,594,856".

Amendment No. 310

On page 59, line 40, strike out "1,110,636", and insert "1,124,204".

Amendment No. 311

On page 59, line 43, strike out "5,689,304", and insert "5,719,060".

Amendment No. 312

On page 60, line 11, strike out "3,095,055", and insert "3,124,811".

(Item 250)

Amendment No. 313

On page 60, line 25, strike out "3,051,744", and insert "3,032,568".

Amendment No. 314

On page 60, line 31, strike out "1,486,806", and insert "1,467,630".

Amendment No. 315

On page 60, line 34, strike out "4,925,881", and insert "4,906,705".

Amendment No. 316

On page 60, line 43, strike out "3,051,744", and insert "3,032,568".

(Item 251)

Amendment No. 317

On page 60, line 46, strike out "35,537", and insert "62,049".

Amendment No. 318

On page 60, line 48, strike out "22,624", and insert "33,760".

Amendment No. 319

On page 60, line 50, strike out "12,913", and insert "28,289".

Amendment No. 320

On page 60, line 52, strike out "35,537", and insert "62,049".

(Item 256)

Amendment No. 321

On page 61, line 51, strike out "981".

Amendment No. 322

On page 62, line 2, strike out "through 981.7", and insert "890 through 898".

(Item 260)

Amendment No. 323

On page 62, line 37, strike out "5,643,378", and insert "5,594,613".

Amendment No. 324

On page 62, line 40, strike out "10,925,145", and insert "10,858,385".

Amendment No. 325

On page 62, line 43, strike out "5,357,659", and insert "5,291,919".

Amendment No. 326

On page 62, line 46, strike out "16,282,804", and insert "16,150,304".

Amendment No. 327

On page 62, line 52, strike out "4,373,851", and insert "4,279,359".

Amendment No. 328

On page 63, line 3, strike out "6,265,575", and insert "6,276,332".

Amendment No. 329

On page 63, line 6, strike out "5,643,378", and insert "5,594,613".

(Item 262)

Amendment No. 330

On page 63, line 51, strike out "4,373,851", and insert "4,279,359".

(Item 262.5)

Amendment No. 331

On page 63, after line 51, insert

"262.5—For additional support of the Department of Water Resources to conduct a comprehensive study of the Colusa Basin for determining the best manner for alleviating the problems of inadequate drainage and flood control, seepage, and storm water disposal, payable from the Investment Fund, to be available for expenditure during the fiscal years 1959-60 and 1960-61_____ 80,000".

(Item 268)

Amendment No. 332

On page 64, line 42, strike out "739,455", and insert "734,455".

Amendment No. 333

On page 64, line 46, strike out "454,678", and insert "449,678".

Amendment No. 334

On page 64, line 48, strike out "866,555", and insert "861,555".

Amendment No. 335

On page 65, line 8, strike out "739,455", and insert "734,455".

(Item 273)

Amendment No. 336

On page 66, line 5, strike out "241,358", and insert "239,439".

Amendment No. 337

On page 66, line 8, strike out "181,790", and insert "181,031".

Amendment No. 338

On page 66, line 22, strike out "2,220", and insert "1,060".

Amendment No. 339

On page 67, line 8, strike out "241,358", and insert "239,439".

(Item 275.5)

Amendment No. 340

On page 67, after line 24, insert

"275.5—For support of the Golden Gate Commission, payable from the Motor Vehicle Transportation Tax Fund 250,000

provided that in the event an agency is created, upon the recommendation of the Golden Gate Commission, to acquire or construct revenue producing facilities in the San Francisco Bay area, the appropriation made by this item, or so much thereof as may be used, shall be returned to the Motor Vehicle Transportation Tax Fund by said agency, together with interest thereon at such rate as may be established by the Department of Finance from the revenues received by such agency from its facilities, not to exceed the maximum rate being paid by the State on its general obligation bonds upon the effective date of this act; provided further that the amount appropriated by this item shall be available for the 1959-60 and 1960-61 Fiscal Years."

(Item 276)

Amendment No. 341

On page 67, line 45, after "Year", insert "pursuant to Section 11570 of the Government Code".

Amendment No. 342

On page 67, lines 45 and 46, strike out ", exclusive of constitutional officers.".

Amendment No. 343

On page 67, line 47, strike out ", pursuant to the"; and strike out all of lines 48 and 49, and insert "and whose salaries have not been increased by other legislation enacted at this session."

Amendment No. 344

On page 67, line 50, strike out "12,946,185", and insert "12,953,135".

(Item 298)

Amendment No. 345

On page 74, line 25, strike out "31,760", and insert "27,310".

Amendment No. 346

On page 74, strike all of line 28.

Amendment No. 347

On page 74, line 29, strike out "(c)", and insert "(b)".

Amendment No. 348

On page 74, line 31, strike out "31,760", and insert "27,310".

(Item 299)

Amendment No. 349

On page 74, line 37, strike out "663,150", and insert "553,450".

Amendment No. 350

On page 74, strike out lines 42 through 44, inclusive.

Amendment No. 351

On page 74, line 45, strike out "(e)", and insert "(c)".

Amendment No. 352

On page 74, line 48, strike out "663,150", and insert "553,450".

(Item 312.5)

Amendment No. 353

On page 77, after line 45, insert

"312.5—For acquisition of real property for state college farm, Chico State College, payable from the State College Fund ..... 250,000".

(Item 314.5)

Amendment No. 354

On page 78, after line 30, insert

"314.5—For capital outlay, Fresno State College, in accordance with the following schedule, payable from the State Construction Program Fund 1,440,000

Schedule:

(a) Acquisition of real property 1,440,000

Total of schedule 1,440,000

provided, that no expenditure shall be made for this item unless the Legislature authorizes the sale of the Hammer Field property."

(Item 333)

Amendment No. 355

On page 84, line 12, strike out "3,935,450", and insert "4,935,450".

Amendment No. 356

On page 85, after line 3, insert

"(q) Site acquisition—Kellogg—Voorhis Campus ..... 1,000,000".

Amendment No. 357

On page 85, line 6, strike out "3,935,450", and insert "4,935,450".

Amendment No. 358

On page 85, after line 6, insert

"provided that no part of this appropriation for (q) above shall be expended until a mutually satisfactory agreement has been entered into by the Department of Education and the Department of Finance providing for the repayment to the State Construction Program Fund of the amount expended therefor from proceeds received from the sale or disposition of other surplus property."

(Item 341)

Amendment No. 359

On page 87, line 6, strike out "17,046,782", and insert "16,385,230".

Amendment No. 360

On page 89, line 28, strike out "1,006,000", and insert "1,994,448".

Amendment No. 361

On page 89, strike out all of line 29.

Amendment No. 362

On page 89, line 32, strike out "17,046,782", and insert "16,385,230".

(Item 341.1)

Amendment No. 363

On page 89, strike out lines 39 to 45, inclusive.

(Item 345)

Amendment No. 364

On page 91, after line 15, insert

"345—For capital outlay, California State Fair and Exposition, Department of Finance, in accordance with the following schedule, payable from any moneys in the Fair and Exposition Fund available for capital outlay for fair purposes under paragraph (c) of Section 19626 of the Business and Professions Code 68,105

Schedule:

(a) Program development for new State Fair 68,105

Total of schedule ..... 68,105".

(Item 346.5)

Amendment No. 365

On page 91, strike out lines 44 through 52; and on page 92, strike out lines 2 and 3.

(Item 378)

Amendment No. 366

On page 100, line 29, strike out "452,073", and insert "467,843".

Amendment No. 367

On page 100, line 34, strike out "415,198", and insert "430,968".

Amendment No. 368

On page 100, line 37, strike out "452,073", and insert "467,843".

(Item 379)

Amendment No. 369

On page 100, line 42, strike out "4,276,836", and insert "4,217,936".

Amendment No. 370

On page 100, strike out lines 51 and 52; and on page 101, strike out lines 2 and 3.

Amendment No. 371

On page 101, line 4, strike out "(f)", and insert "(d)".

Amendment No. 372

On page 101, line 6, strike out "(g)", and insert "(e)".

Amendment No. 373

On page 101, line 8, strike out "(h)", and insert "(f)".

Amendment No. 374

On page 101, line 10, strike out "(i)", and insert "(g)".

Amendment No. 375

On page 101, line 12, strike out "(j)", and insert "(h)".

Amendment No. 376

On page 101, line 15, strike out "(k)", and insert "(i)".

Amendment No. 377

On page 101, line 18, strike out "(*l*)", and insert "(j)".

Amendment No. 378

On page 101, line 20, strike out "(m)", and insert "(k)".

Amendment No. 379

On page 101, line 22, strike out "(n)", and insert "(*l*)".

Amendment No. 380

On page 101, line 24, strike out "(o)", and insert "(m)".

Amendment No. 381

On page 101, line 26, strike out "(p)", and insert "(n)".

Amendment No. 382

On page 101, line 28, strike out "(q)", and insert "(o)".

Amendment No. 383

On page 101, line 30, strike out "(r)", and insert "(p)".

Amendment No. 384

On page 101, line 32, strike out "(s)", and insert "(q)".

Amendment No. 385

On page 101, line 34, strike out "(t)", and insert "(r)".

Amendment No. 386

On page 101, line 36, strike out "(u)", and insert "(s)".

Amendment No. 387
On page 101, line 38, strike out "(v)", and insert "(t)".

Amendment No. 388
On page 101, line 40, strike out "(w)", and insert "(u)".

Amendment No. 389
On page 101, line 42, strike out "(x)", and insert "(v)".

Amendment No. 390
On page 101, line 44, strike out "(y)", and insert "(w)".

Amendment No. 391
On page 101, line 46, strike out "(z)", and insert "(x)".

Amendment No. 392
On page 101, line 48, strike out "(aa)", and insert "(y)".

Amendment No. 393
On page 101, line 50, strike out "(bb)", and insert "(z)".

Amendment No. 394
On page 102, line 2, strike out "(cc)", and insert "(aa)".

Amendment No. 395
On page 102, line 4, strike out "(dd)", and insert "(bb)".

Amendment No. 396
On page 102, line 6, strike out "(ee)", and insert "(cc)".

Amendment No. 397
On page 102, line 8, strike out "(ff)", and insert "(dd)".

Amendment No. 398
On page 102, line 10, strike out "(gg)", and insert "(ee)".

Amendment No. 399
On page 102, line 12, strike out "(hh)", and insert "(ff)".

Amendment No. 400
On page 102, line 14, strike out "(ii)", and insert "(gg)".

Amendment No. 401
On page 102, line 17, strike out "(jj)", and insert "(hh)".

Amendment No. 402
On page 102, line 21, strike out "4,276,836", and insert "4,217,936".

(Item 382)
Amendment No. 403
On page 103, line 9, strike out "4,125,402", and insert "4,136,159".

(Item 390)
Amendment No. 404
On page 106, line 13, after "of", insert "the following".

Amendment No. 405
On page 106, line 16, strike out "12663", and insert "12656.5".

(Item 393)
Amendment No. 406
On page 107, line 45, strike out "7,731,861", and insert "8,695,429".

(Item 396)
Amendment No. 407
On page 108, line 35, strike out "9,999,942", and insert "10,368,142".

Amendment No. 408

On page 108, line 40, strike out "9,971,642", and insert "10,339,842".

Amendment No. 409

On page 108, line 43, strike out "10,044,942", and insert "10,413,142".

Amendment No. 410

On page 108, line 47, strike out "9,999,942", and insert "10,368,142".

Amendment No. 411

On page 109, strike out lines 7 through 21, inclusive.

(Item 400)

Amendment No. 412

On page 109, line 50, strike out "Section", and insert "Sections".

(Item 403.1)

Amendment No. 413

On page 112, line 14, before "the", insert "research regarding".

(Item 405)

Amendment No. 414

On page 114, line 10, after "1962.", insert

"Provided further, that notwithstanding any other provisions of law, the appropriation made by this item covering (h) of the above schedule may be expended to reimburse the Emergency Fund for expenditures incurred prior to July 1, 1959, out of the amount appropriated to the Emergency Fund by Item 273, Budget Act of 1958, which may be properly chargeable to (h) above."

(Item 405.5)

Amendment No. 415

On page 114, after line 42, insert

"405.5.—For allocation to the Department of Water Resources for reallocation in accordance with Article 4 (commencing at Section 12750) of Chapter 2 of Part 6 of Division 6 of the Water Code, for expenditure for payment, and for reimbursement for necessary advances made, of the cost of co-operation by the State, for small flood control projects as authorized by said Article 4, in accordance with the following schedule, payable from the Flood Control Fund of 1946 325,000

Schedule:

(a) Coyote Creek Flood Control Project, Marin County 325,000

The allocation made by this item shall remain available for reallocation and expenditure until June 30, 1962. No reallocation shall be made until the Department of Water Resources finds in its judgment that the benefits of the proposed works of improvement will exceed the cost thereof and that the project plan appears to be the most economical project plan, considering construction costs, lands, easements, and rights of way costs, and costs of operation and maintenance, nor until the local organizations affected give assurances that they will maintain and operate the projects after completion in such manner as will accomplish the purposes for which the projects were authorized and constructed, and as may be required by the Secretary of the Army and the Department of Water Resources, and that the local organizations will hold and save the State of California free from damages or claims due to the construction, installation or operation of the project."

(Item 406)

Amendment No. 416

On page 114, line 46, strike out "12601 through 12612", and insert "12850 through 12875".

(Item 408)

Amendment No. 417

On page 115, line 49, strike out "13,153,578", and insert "13,478,578".

(Item 415)

Amendment No. 418

On page 117, line 36, strike out "812,170", and insert "860,170".

Amendment No. 419

On page 117, line 40, strike out "732,670", and insert "780,670".

(Item 417.1)

Amendment No. 420

On page 118, line 45, strike out "190,608", and insert "206,288".

(Secs. 3.1 and 3.2)

Amendment No. 421

On page 120, strike out lines 7 to 21, inclusive.

(Sec. 5)

Amendment No. 422

On page 120, line 32, after "1946," insert "State Beach and Park Fund".

(Sec. 8)

Amendment No. 423

On page 123, line 12, after "1958", insert

"; provided that applications for assistance under said item may be amended subsequent to December 31, 1958, to include proposed work which has been investigated by the Department of Public Works or the Department of Water Resources prior to March 31, 1959."

(Sec. 8.1)

Amendment No. 424

On page 123, after line 16, insert

"SEC. 8.1. The appropriation made by the provisions of Chapter 1582, Statutes of 1957, is hereby reappropriated for the same purpose; and provided further, that $200,000, or so much as is necessary, of the amount reappropriated may be expended for site development and improvements."

(Sec. 8.5)

Amendment No. 425

On page 123, after line 16, insert

"SEC. 8.5. From the amount appropriated by Item 401 of the Budget Act of 1956, the sum of $100,000, shown as subdivision (bb) of the schedule in that item as available for construction of a museum at Gold Discovery Site, is hereby reappropriated from the State Beach and Park Fund to the Division of Beaches and Parks, Department of Natural Resources, for the same purpose and shall be available for expenditure until June 30, 1960."

(Sec. 8.7)

Amendment No. 426

On page 123, strike out lines 17 to 25, inclusive.

(Sec. 8.8)

Amendment No. 427

On page 123, after line 25, insert

"SEC. 8.8. Of the amount appropriated by Item 346 of the Budget Act of 1958, $110,000 as set forth in project (i) as reappropriated for site acquisition."

(Sec. 10)

Amendment No. 428

On page 123, strike out lines 44 and 45.

(Sec. 22)

Amendment No. 429

On page 125, after line 49, insert

"SEC. 22. No moneys appropriated by this act shall be used to purchase equipment or supplies for employee cafeterias or for the cafeteria type blind vending stand where hot meals are served, in any state office building, unless such cafeteria or vending stand has previously been established or the amount therefor is expressly authorized in this act."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Motion to Set Special Order

Senator McBride moved that Assembly Bill No. 800 be made a special order of business for Thursday, June 4, 1959, at 4 p.m.

Motion carried.

Assembly Bill No. 306—An act to add Article 4 (commencing at Section 17600) to Chapter 1 of Part 3 of Division 7 of the Business and Professions Code, relating to barber colleges.

Bill read second time, and ordered to third reading.

Assembly Bill No. 469—An act to add Sections 7044.5 and 7054 to the Business and Professions Code, relating to contractors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1636—An act to repeal Article 2 (commencing at Section 525) of Chapter 1 of Division 2 of the Business and Professions Code, relating to State Medical Library.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2440—An act to add Section 2399.5 to the Business and Professions Code, relating to the practice of medicine.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1135—An act to amend Section 7050 of the Business and Professions Code, relating to contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate May 27, 1959, strike out "contractor or contractors", and insert "general contractor".

Amendment No. 2

On page 1, lines 5 and 6, strike out "engages in the business or acts in the capacity of a contractor by building", and insert ", not so contracting, builds or causes to be built".

Amendment No. 3

On page 1, line 8, after "two", insert "such".

Amendment No. 4

On page 1, line 9, strike out "thereof", and insert "of the structure last built. "Completion," within the meaning of this section, means when the structure was completed or when the cessation from labor occurred."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 1626—An act to repeal Section 2385 of, and to add Article 13.5 (comprising Section 2422) to, the Business and Professions Code, relating to the healing arts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

In line 2 of the title of the printed bill, after "to", insert "Chapter 5 of Division 2 of".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 1704—An act to amend Section 9575 of the Business and Professions Code, relating to dry cleaning, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out ", and making an appropriation therefor".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 2023—An act to add Article 11 (commencing at Section 11640) to Chapter 2 of Part 2 of Division 4 of the Business and Professions Code, relating to subdivision maps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Senate May 21, 1959, strike out "which approved the map", and insert "of the city, city and county, or county having jurisdiction of the land under this chapter at the time said public hearing is called".

Amendment No. 2

On page 1, line 14, after "approval", insert "of such final map".

Amendment No. 3

On page 1, line 15, strike out "the", and insert "such".

Amendment No. 4

On page 1, line 18, after the period, insert "Such revocation shall be effective upon recordation of a certified copy of such resolution in the county in which the map was recorded, and thereupon all streets, ways and other easements dedicated or offered for dedication by such map shall be of no further force or effect."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 1698—An act to add Chapter 3 (commencing with Section 17750) to Part 3 of Division 7 of the Business and Professions Code, relating to the regulation, registration, and bonding of trading stamp companies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate June 1, 1959, strike out "registration", and insert "licensing".

Amendment No. 2

On page 3, strike out lines 4 to 7, inclusive; and in line 8, strike out "registration", and insert

"17764. An applicant for a license to engage in the business of a trading stamp company under this chapter shall file with the commissioner an application for a license".

Amendment No. 3

On page 3, line 11, strike out "statement", and insert "application".

Amendment No. 4

On page 3, line 32, strike out "statement of registration", and insert "application for license".

Amendment No. 5

On page 3, between lines 38 and 39, insert

"17765.1. The commissioner shall issue a license to any applicant who complies with the provisions of this chapter. All licenses shall expire annually on June 30th. Licenses shall be nontransferable."

Amendment No. 6

On page 4, line 51, strike out "shall", and insert "may".

Amendment No. 7

On page 6, line 17, strike out "statement of registration", and insert "application for license".

Amendment No. 8

On page 6, line 20, after "and", insert "the application for a renewal of such license and the bond therefor shall be filed".

Amendment No. 9

On page 6, lines 21 and 22, strike out "registration", and insert "license".

Amendment No. 10

On page 6, line 23, strike out "registration statement", and insert "application for license".

Amendment No. 11

On page 7, line 38, strike out "and 12 (commencing at 25000)", and insert "12 (commencing at Section 25000), and 16 (commencing at Section 25600)".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 2037—An act to add Section 14377 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to deductions of group insurance premiums from teachers' retirement allowances.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Assembly April 15, 1959, after "payment", insert "of".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1465—An act to amend Sections 6340 and 6361 of the Business and Professions Code, relating to county law libraries.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2074—An act to amend Section 6060 of the Business and Profession Code, relating to admission to practice law.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2293—An act to amend Section 2210 of the Business and Professions Code, relating to the practice of medicine.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2552 An act to amend Section 12704 of the Business and Profession Code, relating to weights and measures.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 2350—An act to amend Sections 6851, 6860, 6861, 6864, 6866, 6867, 6875, 6878, 6885, 6886, 6887, 6888, 6890, 6891, 6892, 6895, 6900, 6901, 6902, 6905, 6906, 6911, 6912, 6913, 6914, 6915, 6916, 6922, 6923, 6925, 6930, 6931, 6948, 6949, 6950, 6951, 6955, and 6956 of the Business and Professions Code, relating to transferring the administration of the law regulating collection agencies from the Office of the Secretary of State to the Department of Professional and Vocational Standards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "6851, 6860, 6861, 6864, 6866, 6867," and strike out lines 2 to 4, inclusive, of the title; and in line 5 of the title strike out "6955, and 6956 of", and insert "6850, 6851, 6852, 6857, 6870, 6875, 6877, 6880, 6881, 6885, 6886, 6887, 6888, 6889, 6890, 6891, 6892, 6895, 6900, 6901, 6902, 6905, 6906, 6907, 6909, 6910, 6911, 6912, 6913, 6914, 6915, 6916, 6921, 6922, 6923, 6925, 6930, 6931, 6947, 6948, 6949, 6950, 6951, 6955, and 6956 of, and to amend and renumber Sections 6863, 6866, and 6867 of, and to add Sections 6854, 6854.5, 6855, 6860, 6861, 6865, 6865.5, 6866, 6866.5, 6867, 6867.5, 6868, 6868.5, 6876, 6876.1, 6876.2, 6878, 6878.1, 6886.1, 6906.1, 6916.1, 6925.1, 6947.1, 6949.1, and 6949.2 to, and Articles 5.5 (commencing at Section 6894) and 6.5 (commencing at Section 6904) to Chapter 8 of Division 3 of, and to repeal Sections 6854, 6855, 6860, 6861, 6862, 6864, 6864.5, 6865, 6872, 6876, 6878, 6879, 6926, 6945, and 6946 of,".

Amendment No. 2

In line 6 of the title, strike out "transferring the administration of the law regulating".

Amendment No. 3

In line 7 of the title, strike out "from the Office of the Secretary of State"; and strike out lines 8 and 9 of the title, and insert a period.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, strike out line 1, and insert

"SECTION 1. Section 6850 of the Business and Professions Code is amended to read:

6850. *This chapter of the Business and Professions Code constitutes the chapter on collection agencies. It may be cited as the "Collection Agency Act."*

The following terms as used in this chapter have the meaning expressed in this article.

SEC. 1.5. Section 6851 of said code is amended to read:

6851. (a) "Person" includes firm, partnership, association or corporation.

(b) [*"Office of the board"* means the Office of the Secretary of State.] *"Department" means the Department of Professional and Vocational Standards.*

(c) "Director" means the Director of Professional and Vocational Standards.

(d) "Bureau" means the Collection Agency Licensing Bureau.

(e) "Chief" means the Chief of the Collection Agency Licensing Bureau.

(f) "Board" means the Advisory Board, Collection Agency Licensing Bureau.

(g) "Manager" means a qualified person.

SEC. 2. Section 6852 of said code is amended to read:

6852. "Collection agency" means and includes all persons engaging, directly or indirectly and as a primary or secondary object, business, or pursuit, in soliciting claims for collection or in the collection of claims owed or due or asserted to be owed or due to another. [Any person, when engaged in collecting claims for another, where the employment is for one or more persons, is engaged as a collection agency.]

SEC. 3. Section 6854 of said code is repealed.

[6854. "Collection agency" does not include any of the following unless they are conducting collection agencies:]

[(a) Attorneys at law.]

[(b) Persons regularly employed on a regular wage or salary, in the capacity of credit men or in similar capacity, except as an independent contractor; provided, however, no such person is excluded from "collection agency" if he shall file or maintain suits as assignee to collect claims assigned to him without being represented in each such suit by a duly authorized and licensed attorney at law.]

[(c) Common carriers.]

[(d) Title insurers and abstract companies, while doing an escrow business.]

[(e) Duly licensed real estate brokers or agents doing a real estate business.]

[(f) Merchant-owned nonprofit credit associations.]

[(g) Duly licensed personal property brokers while making collections for another person of common ownership or affiliated through corporate control.]

["Collection agency" does not include any bank subject to the jurisdiction of the Superintendent of Banks of the State of California or the Comptroller of Currency of the United States nor any savings and loan association subject to the jurisdiction of the Savings and Loan Commissioner of the State of California or the Federal Home Loan Bank Board.]

SEC. 4. Section 6854 is added to said code, to read:

6854. "Collection agency" does not include any of the following unless they are conducting collection agencies:

(a) Members of the State Bar of California.

(b) Persons collecting accounts for not more than one employer if all collection efforts are carried on in the name of the employer and if an employer-employee relationship exists.

(c) Common carriers.

(d) Duly licensed real estate brokers or agents doing a real estate business.

(e) Merchant-owned nonprofit credit associations.

(f) Duly licensed personal property brokers while making collections for another person of common ownership or affiliated through corporate control.

(g) Any savings and loan association subject to the jurisdiction of the Savings and Loan Commissioner of the State of California or the Federal Home Loan Bank Board.

(h) Any industrial loan company subject to the jurisdiction of the Corporation Commissioner of the State of California.

(i) Any title insurance company, or underwritten title company as defined in Section 12402 of the Insurance Code.

"Collection agency" does not include any bank subject to the jurisdiction of the Superintendent of Banks of the State of California or the Comptroller of Currency of the United States.

SEC. 4.5. Section 6854.5 is added to said code, to read:

6854.5. Nothing contained in this chapter shall apply to any officer or director of a merchant-owned credit association or a member-owned nonprofit corporation who does not act in a managerial capacity and who receives no compensation for his services as such officer or director in excess of fifty dollars ($50) per month.

SEC. 5. Section 6855 of said code is repealed.

[6855. "Claim" means any obligation for the payment of money or its equivalent and any sum or sums owed or due or asserted to be owed or due to another, for which any person may be employed to demand payment and to collect or enforce payment thereof and includes obligations for the payment of money, in the form of conditional sales agreements, notwithstanding the personal property sold thereunder, for which payment is claimed, may be or is repossessed in lieu of payment.]

SEC. 6. Section 6855 is added to said code, to read:

6855. "Claim" means any obligation arising out of a contract, express or implied, for the payment of money.

SEC. 6.5. Section 6857 of said code is amended to read:

6857. [(a) "Chief refers to the Chief, Division of Collection Agencies.]

[(b) "Board" refers to the State Collection Agency Board.]

[(c)] "Unincorporated association" means an unincorporated group of persons organized primarily for the collection of claims of its own members.

SEC. 7. Section 6860 of said code is repealed.

[6860. The administration of this chapter is vested in the office of the Secretary of State as set forth in this chapter.]

SEC. 8. Section 6860 is added to said code, to read:

6860. There is in the Department of Professional and Vocational Standards a Collection Agency Licensing Bureau under the supervision and control of the director. The director shall administer and enforce the provisions of this chapter.

The Governor shall appoint, subject to confirmation by the Senate, a chief of the bureau at a salary to be fixed and determined by the director with the approval of the Director of Finance. The chief shall serve under the direction and supervision of the director.

Before a chief is appointed the Governor shall give due consideration to any person or persons recommended by the board.

SEC. 9. Section 6861 of said code is repealed.

[6861. The Secretary of State shall appoint one Chief, Division of Collection Agencies, whose duties are provided in this chapter, and whose salary may be fixed by the Secretary of State with the approval of the Director of Finance.]

[The Secretary of State shall appoint such clerical, expert, technical and other assistants as may be necessary to carry out the provisions of this chapter, and one or more assistants to the chief who may perform the duties delegated to the chief under the supervision and direction of the chief.]

[All personnel shall be paid for services rendered from the Collection Agency Fund.]

SEC. 10. Section 6861 is added to said code, to read:

6861. The director, in accordance with the State Civil Service Act, may appoint and fix the compensation of such clerical, inspection, investigation, and auditing personnel, as well as an assistant chief, as may be necessary to carry out the provisions of this chapter. All such personnel shall perform their respective duties under the supervision and direction of the chief.

All personnel shall be paid for services rendered from the Collection Agency Fund.

SEC. 11. Section 6862 of said code is repealed.

[6862. (a) The chief shall be a resident of the State for a period of not less than five years immediately preceding the date of appointment and he shall have the following additional qualifications:]

[(1) At least five years' actual collection agency experience in this State as an owner or operator or in a managerial capacity of a collection agency immediately preceding appointment, or three years as assistant chief, or a total of five years' experience in combination as assistant chief and as an owner, operator, or manager.]

[(2) He shall be qualified to organize a collection agency and be thoroughly familiar with its operational procedure.]

[(3) He shall be able to examine candidates on the laws of this State as they pertain to collection agency practice and collection of delinquent accounts.]

[(b) The assistant chief shall be a resident of the State for a period of not less than five years immediately preceding the date of appointment and he shall have the following additional qualifications:]

[(1) At least three years' actual collection agency experience in this State as an owner or operator or in a managerial capacity of a collection agency immediately preceding appointment.]

[(2) He shall be qualified to organize a collection agency and be thoroughly familiar with its operational procedure.]

[(3) He shall be able to examine candidates on the laws of this State as they pertain to collection agency practice and collection of delinquent accounts.]

SEC. 11.5. Section 6863 of said code is amended and renumbered to read:

[6863.] *6862.* The chief shall [discover] *gather evidence of* violations of this chapter *and of any rule or regulation established hereunder* by persons engaged in business as collection agencies who fail to obtain licenses and shall gather evidence of violations and furnish the same to prosecuting officers of any county or city for the purpose of prosecuting all violations [of this chapter] occurring within their jurisdiction.

The chief, for the purpose of [discovering] *gathering evidence of* violations *of law or* of this chapter *or of any rule or regulation established hereunder*, shall investigate the business and examine the books, accounts, records and files used therein by the licensee and for such purpose the chief shall have free access to the offices and places of business, books, accounts, records, papers, files, safes and vaults of all licensees.

The chief, with the approval of the director, may require the attendance of witnesses and examine under oath all persons whose testimony he requires relative to the affairs of a licensee or to the subject matter of any examination, investigation, or hearing.

SEC. 12. Section 6864 of said code is repealed.

[6864. The State Collection Agency Board consists of five members appointed by the Secretary of State.]

[The members of the board shall serve for a period of three years.]

[In every instance, each board member shall hold office until the appointment and qualification of his successor. Vacancies shall be filled by the appointing power for the unexpired term.]

[Except as in this chapter otherwise specifically provided, three members of the board shall constitute a quorum for the transaction of any business.]

SEC. 12.1. Section 6864.5 of said code is repealed.

[6864.5. All meetings of the board shall be open and public.]

SEC. 12.2. Section 6865 of said code is repealed.

[6865. The qualifications for appointment as members of the board shall be as follows:]

[(a) All members of the board shall have been actively engaged in business as a licensed collector or manager of a licensed collection agency in this State for a minimum period of five (5) consecutive years immediately preceding his appointment and must continue in good standing in such capacity during his term of office.]

[(b) The chief shall be ex officio secretary of the board.]

SEC. 13. Section 6866 of said code is amended and renumbered to read:

[6866.] *6863.* The [Secretary of State with the concurrence of the board] *director* may establish and enforce such rules and regulations as may be reasonable or necessary for the examination and licensing of applicants, for the conduct of licensees and for the general enforcement of the various provisions of this chapter in the protection of the public. The [Secretary of State] *director* shall distribute to each licensee and each applicant for a license copies of *this chapter and of* such rules and regulations. Such rules and regulations shall be adopted, amended, or repealed in accordance with the provisions of the Administrative Procedure Act.

The willful violation of any rules and regulations established [by the Secretary of State] for the conduct of licensees is sufficient ground for revocation of the license of a licensee, or other disciplinary action.

SEC. 14. Section 6867 of said code is amended and renumbered to read:

[6867.] *6864.* The [Secretary of State] *director* shall keep in his office in a suitable record provided for the purpose all applications for licenses, accompanying certificates, statements and documents and all bonds required to be filed under this chapter. The record shall state whether or not a license has been issued under the application and bond, and if revoked the date of filing the order of revocation, and if reinstated the date of filing the order of reinstatement. The [Secretary of State] *director* shall keep a list of all persons, whose licenses have been revoked. In the record all licenses issued shall be indicated by their serial numbers as well as by the name and address of the licensee. The record shall be open for inspection as a public record in the office of the [Secretary of State] *director*.

The director shall adopt a seal for his own use. The seal shall have the words "Collection Agency Licensing Bureau, State of California" thereon. The care and custody of the seal shall be in the office of the director.

SEC. 15. Section 6865 is added to said code, to read:

6865. There is in the Collection Agency Licensing Bureau a California Advisory Board of Collection Agencies, which consists of five members appointed by the Governor.

SEC. 16. Section 6865.5 is added to said code, to read:

6865.5. Each member of the board shall have been actively engaged in business as a licensed collector or manager of a licensed collection agency in this State for a minimum period of five consecutive years immediately preceding his appointment and shall continue in good standing in such capacity during his term of office.

SEC. 17. Section 6866 is added to said code, to read:

6866. Each member of the board shall be appointed for a term of four years and shall hold office until the appointment and qualification of his successor.

The terms of the members first appointed shall expire as follows: one member, June 30, 1960; one member, June 30, 1961; one member, June 30, 1962; and two members, June 30, 1963.

Vacancies occurring in the membership of the board for any cause shall be filled by appointment for the balance of the unexpired term.

No members shall serve more than two terms of office.

SEC. 18. Section 6866.5 is added to said code, to read:

6866.5. The Governor may remove any member of the board for misconduct, incompetency, or neglect of duty.

SEC. 19. Section 6867 is added to said code, to read:

6867. The board shall meet in January, April, July, and October of each year, and at such other times as it may determine. All meetings of the board shall be open and public.

Three members shall constitute a quorum for the transaction of business.

The board shall elect from its members, each for a term of one year, a chairman and a vice chairman, and may appoint such committees as it deems necessary to carry out its duties.

SEC. 20. Section 6867.5 is added to said code, to read:

6867.5. The chief shall serve ex officio as the secretary of the board, but shall not be a member of the board.

SEC. 21. Section 6868 is added to said code, to read:

6868. Each member of the board shall serve without compensation except that he shall be reimbursed for his traveling expenses necessarily incurred in the performance of his duties.

SEC. 22. Section 6868.5 is added to said code, to read:

6868.5. The board shall:

(a) Inquire into the needs of the collection agency business, the functions of the bureau and the matter of the policy thereof, and make such recommendations with respect thereto as, after consideration, may be deemed important and necessary for the welfare of the State, the welfare of the public, and the welfare and progess of the collection agency business.

(b) Confer and advise with the director as to how the bureau may best serve the State, the public, and the collection agency business.

(c) Consider and make appropriate recommendations on its own initiative as to changes in, or additions to or deletions of rules and regulations which the director has adopted as, after consideration, may be deemed important and necessary.

(d) Consider and make appropriate recommendations in all matters submitted to it by the director or the chief.

(e) Confer and advise with the director and the chief in the preparation of any rules and regulations to be adopted, amended or repealed.

(f) Assist the director and the chief in the collection of such necessary information and data as the director or the chief may deem necessary to the proper administration of this chapter.

SEC. 23. Section 6870 of said code is amended to read:

6870. No person shall conduct within this State a collection agency or engage within the State in the business of collecting claims for others, *as defined in Section 6855*, or of soliciting the right to collect or receive payment for [another] *any other person* of any claim, or advertise, or solicit, either in print, by letter, in person or otherwise, the right to collect or receive payment for another of any claim, or seek to make collection or obtain payment of any claim on behalf of another *person* without having first applied for and obtained a license.

SEC. 24. Section 6872 of said code is repealed.

[6872. Nothing in this chapter authorizes or empowers a collection agency to practice law either directly or indirectly.]

[No collection agency shall bring a suit on any claim assigned to it in its own name as the real party in interest in any court unless it appears by a duly authorized and licensed attorney at law; nor shall any appearance be made in any court by a collection agency unless made by a duly authorized and licensed attorney at law.]

SEC. 25. Section 6875 of said code is amended to read:

6875. Application for a license shall be made in writing to [the Secretary of State], *and filed with, the director* in such form as may be required by the [Secretary of State and shall be referred to the board for approval] *director. In addition to the information or documents required by this chapter, the director may require the submission of any other information, evidence, statements, or documents.*

Subject to the provisions of this chapter, any application for a license may be made by any qualified person.

Every application for a license shall state, among other things that may be required, the name of the applicant with the name under which the applicant will do business, and the location by street and number, city and state of the office of the business for which the license is sought.

No license shall be issued in any fictitious name which may be confused with or which is similar to any federal, state, county, or municipal governmental function or agency, or in any name which may tend to describe any business function or enterprise not actually engaged in by the applicant, or in any name which is the same as or so similar to that of any existing licensee as would tend to deceive the public, or in any name which would otherwise tend to be deceptive or misleading. The foregoing shall not necessarily preclude the use of a name which may be followed by a geographically descriptive title which would distinguish it from a similar name licensed but operating in a different geographical area.

SEC. 26. Section 6876 of said code is repealed

[6876. The application shall state, among other things that may be required, the name of applicant together with the name under which the applicant will do business, and the location by street and number, city and state of the office of the business for which the license is sought.]

[In the case of an individual the application shall state the full residence address of the applicant, in the case of a partnership, the application shall state the true names and complete residence addresses of all partners; in the case of a corporation, the application shall state the true names and complete residence addresses of all directors and officers, the true names and residence addresses of all stockholders number of shares of each and of all classes held by each and the total number of shares of each class issued and outstanding; and in the case of a nonstock corporation or an unincorporated association, the true names and complete residence addresses of all officers, directors and trustees. However, if a corporation or unincorporated association has 25 or more shareholders or members then the application need list only the names and addresses and share holdings of those shareholders owning 10 percent or more of the outstanding shares.]

SEC. 27. Section 6876 is added to said code, to read:

6876. Each individual applicant for examination and each manager, partner of a partnership and officer of a corporation, or unincorporated association, shall submit with the application two personal identification cards provided by the director upon which shall appear a photograph taken within one year immediately preceding the date of the filing of the application together with two legible sets of fingerprints and personal description of each such person respectively.

Each individual licensee and each manager, partner of a partnership and officer of a corporation, or unincorporated association, licensed at the effective date of this chapter shall comply with the provisions of this section within 90 days after the effective date of this chapter.

Any person who knowingly falsifies the fingerprints or photographs submitted under this section is guilty of a felony.

SEC. 28. Section 6876.1 is added to said code, to read:

6876.1. The director may receive from the State Bureau of Criminal Identification and Investigation information relative to the fitness of employees of collection agencies, other than clerical or secretarial employees, or of managers, owners, partners, and officers of collection agencies licensed at the effective date of this chapter or of any collection agency applying for licensure. Such information shall not be considered a public record.

SEC. 29. Section 6876.2 is added to said code, to read:

6876.2. If the applicant for license is an individual the application shall state the full residence address of the applicant and that the applicant is to be personally and actively in charge of the business for which the license is sought, or if any other qualified person is to be actively in charge of such business, the application shall so state and set forth the name of such person.

The application shall also state whether the applicant has ever used an alias and whether the applicant has ever been adjudged a bankrupt or made an assignment for the benefit of his creditors.

The application shall be subscribed and verified by the applicant and if any other person is to be actively in charge of such business the application shall also be subscribed and verified by such person.

SEC. 30. Section 6877 of said code is amended to read:

6877. If the applicant *s* for license [is an individual] *are copartners*, the application shall state [that applicant is a qualified elector of the State of California and is to be personally and] *the true names and addresses of all partners and the name of the partner to be* actively in charge of the business for which the license is sought [.] *;* or if [any other] *a* qualified person *other than a partner* is to be actively in charge of [such] *the* business [.] *then* the application shall [so] state

[and set forth] the name *and address* of [the] *such* person [and that such person is likewise a qualified elector]. [If applicants are copartners, the application shall state the name of the partner to be actively in charge of the business for which the license is sought and that he is a qualified elector of this State; or if a qualified person other than a partner is to be actively in charge of the business then the application shall state the name and address of such person and that he is a qualified elector of this State. If applicant is a corporation or unincorporated association, the application shall state the name of the person to be actively in charge of the business for which the license is sought and that he is a qualified elector of the State.]

The application shall be subscribed and verified by all of the partners and if any other person is to be actively in charge of the business the application shall also be subscribed and verified by such person. The application shall also state whether any of the partners has ever used an alias and whether any of the partners has ever been adjudged a bankrupt or made an assignment for the benefit of his creditors.

SEC. 31. Section 6878 of said code is repealed.

[6878. If applicant is an individual, the application shall be subscribed and verified under oath by the applicant; if applicants are copartners, an application shall be subscribed and verified by one or more of the partners; and if the applicant is a corporation or unincorporated association, the application shall be subscribed and verified by a duly authorized officer, director or trustee of the applicant. The application shall be filed with the Secretary of State.]

SEC. 32. Section 6878 is added to said code, to read:

6878. If the applicant for license is a corporation, the application shall state the true names and complete residence addresses of all directors and officers, the true names and complete residence addresses of all stockholders and the number of shares of each and of all classes held by each and the total number of shares of each class issued and outstanding; and if the applicant for license is a nonstock corporation or an unincorporated association, the true names and complete residence addresses of all officers, directors and trustees. However, if a corporation or unincorporated association has 25 or more shareholders or members then the application need list only the names and addresses and shareholdings of those shareholders owning 10 percent or more of the outstanding shares. The application shall also state the name and address of the person to be actively in charge of the business for which the license is sought.

The application shall be subscribed and verified by a duly authorized officer of the applicant and by the qualified manager thereof, and shall be accompanied by a duly certified copy of that portion of the minutes of the meeting of the applicant at which such qualified manager was appointed by the applicant. The application shall also state whether any of the directors, officers, stockholders, members, or trustees named therein has ever used an alias and whether any of them has ever been adjudged a bankrupt or made an assignment for the benefit of his creditors.

SEC. 33. Section 6878.1 is added to said code, to read:

6878.1. If there is a change in the partners or officers of a collection agency notification shall be given to the director within 30 days thereof and each new partner or officer shall submit an application to the director within such time on forms prescribed by the director. Such application may be denied upon any of the grounds for which an original license application may be denied. Each new partner or officer shall comply with all the requirements set forth in this chapter for a partner or officer on an original license application.

SEC. 34. Section 6879 of said code is repealed.

[6879. The application shall be accompanied by sworn statements of three reputable freeholders, each of whom shall certify that he has personally known the person who signed the application for a period of at least five years prior to the date of execution, that he is not related or connected by blood or marriage to the person concerning whom he is certifying, and that the person is competent to engage in the collection business, is honest, truthful and of good character and reputation.]

SEC. 35. Section 6880 of said code is amended to read:

6880. The application shall [also be accompanied by] *include* a financial statement of the applicant, showing the assets and liabilities of the applicant and truly reflecting that the applicant's net worth is not less than the sum of five thousand dollars ($5,000), in cash or its equivalent, of which, however, not less than [two thousand dollars ($2,000)] *three thousand five hundred dollars ($3,500)* shall be deposited in a bank, available for the use of licensee's business. The financial statement shall be sworn to by the applicant, if the applicant is an individual, or by a partner, [director,] *officer, or* manager [or trustee] in its behalf, if the applicant is a partnership, corporation or unincorporated association. The information contained in the financial statement shall be confidential and not a public record, *but is admissible in evidence at any hearing held, or in any action instituted in a court of competent jurisdiction, pursuant to the provisions of this chapter.*

SEC. 35.5. Section 6881 of said code is amended to read:

6881. All applicants shall be examined concerning their competency, experience, character and qualifications by the [board] *director*; and the [board] *director* or the chief may take testimony of anyone in regard thereto under oath, which each may administer.

SEC. 36. Section 6885 of said code is amended to read:

6885. No application for license shall be approved by the [board and issued by the Secretary of State] *director* unless the applicant has met the requirements of this article in addition to all other requirements of this chapter and any rules and regulations established under the chapter, except that the examination requirements shall be waived if the business for which any license is sought is to be under the active management of a person who has been actively and continuously engaged in the general collection agency business as an individual licensee, or as an active member of a licensed copartnership from May 1, 1941, to within 60 days of the date of application to the [Secretary of State] *director*, or under the active management of a qualified person.

Active service in the United States military or Armed Forces shall not be deemed to constitute absence from business within the meaning of this section if the business be actually and actively resumed within six months after discharge from such service.

SEC. 37. Section 6886 of said code is amended to read:

6886. Except as in this chapter otherwise provided, the person to be actively in charge of [an] *a collection* agency or office as manager [,] shall:

(a) Be a citizen of the United States.

(b) Be at least 21 years of age.

(c) Be of good moral character.

(d) [Be] *Have been* a bona fide resident of this State continuously for at least [one year prior to] *two years next preceding* the date of the filing of the application.

[(e) Possess the necessary qualifications of learning and ability.]

[(f)] *(e)* Pass the examination required.

[(g) Be a qualified elector of this State.]

[(h)] *(f)* Pay the examination fee to the [Secretary of State] *director*.

SEC. 38. Section 6886.1 is aded to said code, to read:

6886.1. Establishment of any of the following shall be prima facie evidence of lack of good moral character:

(a) That the applicant, or any officer, director, partner, associate, or trustee of which has committed or done any act which, if committed or done by a licensee, would be grounds for the suspension or revocation of a license.

(b) That the applicant, or any officer, director, partner, associate, or trustee of which has committed or done any act involving dishonesty, fraud, or deceit whereby the applicant has been benefited or where some injury has been sustained by another.

(c) That the applicant, or any officer, director, partner, associate, or trustee of which has entered a plea of guilty or nolo contendere to, or been found guilty of, or been convicted of, a felony or crime involving moral turpitude arising out of, or in connection with, or related to the activities of such person in such a manner as to demonstrate his unfitness to be or become a licensee, and the time for appeal has elapsed or the judgment of conviction has been affirmed on appeal, irrespective of an order granting probation following such conviction, suspending the imposition of sentence, or of a subsequent order under the provisions of Section 1203.4 of the Penal Code allowing such person to withdraw his plea of guilty and to enter a plea of not guilty, or setting aside the plea or verdict of guilty, or dismissing the accusation or information.

SEC. 39. Section 6887 of said code is amended to read:

6887. The [Secretary of State with the concurrence of the board, subject to the provisions of this chapter,] *director* may fix and determine by rule and regulation the qualifications of applicants.

The rules and regulations shall require, among other things, [both of the following:]

[(a)] That the educational qualifications of applicants shall be at least graduation from a four-year high school, or proof satisfactory to the [board] *director* that applicants are possessed of the equivalent of a four-year high school education in point of intellectual competency and achievement.

[(b) Proof satisfactory to the board that applicants have diligently and in good faith studied the subjects specified as subjects for examination.]

SEC. 40. Section 6888 of said code is amended to read:

6888. Examinations shall be held at least every six months, at such times and places as the [Secretary of State] *director* directs and according to the rules and regulations established by him.

Notice of the examination shall be published at least one month prior to the date of each examination in two or more newspapers of general circulation and in one publication circulated among collection agencies. The newspapers and publication shall be selected by the [Secretary of State] *director* from newspapers or publications published within this State.

SEC. 41. Section 6889 of said code is amended to read:

6889. Examinations shall be practical in character and of such length, scope and character as the [board] *director* deems necessary to determine the fitness of applicants to engage in the general collection agency business. Both questions and answers shall be in the English language.

SEC. 42. Section 6890 of said code is amended to read:

6890. The [board] *director* shall prepare or cause to be prepared, all examination material.

The number and character of questions, examination procedure, method of grading, general average required to be obtained by successful applicants, and other details of the examinations not expressly covered by this chapter shall be determined by the [board] *director* or by rules and regulations established by the [Secretary of State with the concurrence of the board] *director*. [The board shall certify to the Secretary of State all applicants who fulfill the requirements of this article and successfully pass the examination.]

SEC. 43. Section 6891 of said code is amended to read:

6891. The examination papers of any person shall be kept for the period of one year and may then be destroyed.

The examination papers shall be open to inspection during the one-year period only by the [Secretary of State] *director*, the chief, [members of the board,] their clerical assistants, and by the applicant or by someone appointed by the latter to inspect them, or by a court of competent jurisdiction in a proceeding where the contents of the papers are properly involved.

SEC. 44. Section 6892 of said code is amended to read:

6892. Except as in this chapter otherwise provided, the [Secretary of State] *director* shall keep the files and records of a licensee for a period of four years after the licensee's license has been terminated and may thereafter destroy such files and records.

SEC. 45. Article 5.5 (commencing at Section 6894) is added to Chapter 8 of Division 3 of said code, to read:

Article 5.5. Registration of Employees of Collection Agencies

6894. Except as otherwise provided in this article, every employee of a licensee shall be registered with the director in the manner prescribed by this article.

6894.1. Every person in the employ of a licensee on the effective date of this article shall file with the director an application for registration within 14 days after such effective date.

6894.2. Every person entering the employ of a licensee after the effective date of this article shall file with the director an application for registration within 14 days after the commencement of such employment.

6894.3. The application for registration under this article shall be on a form prescribed by the director and shall be accompanied by the fee provided for in this article.

6894.4. The application shall be verified and shall include:

(a) The full name, residence address, residence telephone number, date and place of birth, and the social security number of the employee.

(b) A statement listing any and all names used by the employee, other than his true name, together with an explanation setting forth the place or places where each such name was used, the date or dates of each use and a full explanation of the reasons why each such name was used. If the employee has ever used a name other than his true name, this fact shall be set forth in the statement.

(c) The name and address of the employer and the date the employment commenced.

(d) The title of the position occupied by the employee and a description of his duties.

(e) Two recent photographs of the employee, of a type prescribed by the director, and two classifiable sets of his fingerprints.

(f) Such other information, evidence, statements, or documents as may be required by the director.

6894.5. Managers who comply with the provisions of this chapter shall not be required to register under this article.

6894.6. Employees of a licensee who are engaged exclusively in stenographic, typing, filing or other clerical activities shall not be required to register under this article.

6894.7. After a hearing the director may refuse to register an employee, or may suspend or revoke a previous registration, if the individual has:

(a) Committed any act which, if committed by a licensee, would be a ground for the suspension or revocation of a license under this chapter.

(b) Committed any act constituting dishonesty or fraud.

(c) A bad moral character, intemperate habits, or a bad reputation for truth, honesty and integrity.

(d) Been convicted of a felony or any offense involving moral turpitude, or of illegally using, carrying, or possessing a dangerous weapon.

(e) Been refused a license under this chapter or had a license revoked.

(f) Been an officer, director, partner or manager of any person who has been refused a license under this chapter or whose license has been revoked.

(g) While unregistered, committed, or aided and abetted the commission of, any act for which registration is required under this article.

(h) Knowingly falsified any of the information submitted to the director under Section 6894.4.

(i) Impersonated, or permitted or aided and abetted another to impersonate, a law enforcement officer or employee of the United States, a state, or any political subdivision thereof.

(j) Used a badge in connection with his employment, or made any statement in connection with his employment, with the intent to give an impression that he was a law enforcement officer of the United States, a state, or any political subdivision thereof, or used, with intent to deceive the public, any uniform or insignia in connection with his employment likely to be confused with that of any law enforcement officer of the United States, a state, or any political subdivision thereof.

6894.8. Upon the completion of registration the director shall issue to the registered employee a suitable pocket card. The exhibition of this card to a licensee shall be considered prima facie evidence that the person is registered by the Department of Professional and Vocational Standards.

6894.9. The department shall keep current and accurate records of all employees registered under this article.

6894.10. Each person registered under this article shall notify the director in writing within 30 days of each change in employment by licensees. If such person ceases to be employed by a licensee he shall notify the director in writing within 30 days and shall surrender the registration card to the director. If at some subsequent time such person is again employed by a licensee he shall apply for a reissuance of a registration card. Such application shall be on a form prescribed by the director and shall be accompanied by the reregistration fee required by this article. Each employee while registered shall notify the director in writing within 30 days after any change in his residence address.

6894.11. Except as otherwise required to comply with the provisions of Article 5.5 (commencing at Section 7555) of Chapter 11 of Division 3, the proceedings under this article shall be conducted in accordance with Chapter 5 (commencing at Section 11500) of Part 1, of Division 3 of Title 2 of the Government Code, and the director shall have all the powers granted therein.

6894.12. The registration fee required by this article shall be fixed by the director at not more than ten dollars ($10) nor less than three dollars ($3). The reregistration fee required by this article shall be one dollar ($1).

6894.13. Any employee who knowingly falsifies the fingerprints or photograph submitted under Section 6894.4 is guilty of a felony.

SEC. 46. Section 6895 of said code is amended to read:

[6895. The applicant for a license shall file with the Secretary of State concurrently with the application for license, and each licensee shall file, on or before July 1, 1956, with the Secretary of State, a bond in the penal sum of five thousand dollars ($5,000) which shall run to the people of the State of California.]

[The bond shall be executed and acknowledged by the applicant as principal, and by a corporation which is licensed by the Insurance Commissioner of this State to transact the business of fidelity and surety insurance as surety.]

6895. The applicant for a license shall file with the director concurrently with the application for license a bond in the penal sum of five thousand dollars ($5,000).

A licensee desiring a continuation of license shall, concurrently with the application for continuation thereof, file with the director a certificate continuing the original bond in full force and effect for the period for which the continuation of license is sought in the penal sum of five thousand dollars ($5,000) if, at the time of the filing of such application, the licensee has in his employ five (5) employees, or less, and in the penal sum of ten thousand dollars ($10,000) if, at the time of the filing of such application, the licensee has in his employ six (6) employees, or more. The five thousand dollar ($5,000) bond of any licensee shall be increased to ten thousand dollars ($10,000) at any time when he has in his employ six (6) employees, or more. The ten thousand dollar ($10,000) bond of any licensee shall be decreased to five thousand dollars ($5,000) at any time when he has in his employ five (5) employees, or less.

The bond, in any of the cases hereinbefore provided in this section, shall run to the people of the State of California and the bond or certificate of continuance thereof shall be executed and acknowledged by the applicant or licensee as principal and by an admitted surety insurer as surety.

SEC. 47. Section 6900 of said code is amended to read:

6900. Upon the filing of notice with the [Secretary of State] *director* by any surety company of its withdrawal as the surety of any licensee pursuant to Section

2851 of the Civil Code, the [Secretary of State] *director* shall forthwith give notice to the licensee of the withdrawal, which notice shall be by registered mail with request for return receipt and shall be addressed to the licensee at his main office as shown by the records of the [Secretary of State] *director*. The license of any licensee shall be void upon the termination of the bond of the surety company as provided in Section 2851 unless, prior to the termination, a new bond has been filed with the [Secretary of State] *director*.

SEC. 48. Section 6901 of said code is amended to read:

6901. A licensee may file a new bond with the [Secretary of State] *director* at any time.

SEC. 49. Section 6902 of said code is amended to read:

6902. [Should the license of any company to transact fidelity and surety insurance business in this State be canceled, revoked or otherwise terminated, all collection agency bonds on which such surety company is surety are thereupon and thereby cancelled. Upon such cancellation] *Upon the cancellation, revocation, or otherwise termination of the license of an admitted surety insurer,* the license of any licensee having [such a bond posted] *posted a bond of such surety* is suspended and shall remain suspended until a new [and valid] bond is filed *by an admitted surety insurer* [; provided, however, that failure of any such licensee to file a new bond within thirty (30) days after being advised by the Secretary of State in writing of the necessity of doing so shall ipso facto revoke the license].

The license of any such licensee shall be revoked upon his failure to file a new bond within 30 days after notice in writing by the director requiring the filing thereof.

SEC. 50. Article 6.5 (commencing at Section 6904) is added to Chapter 8 of Division 3 of said code, to read:

Article 6.5. Conservator

6904. If the director determines that a licensee has wrongfully failed to pay any sum owed to a customer, that a licensee has misappropriated trust funds, or that a licensee is insolvent, he may appoint a conservator to take possession of the licensee's books, accounts, records, papers, files, safes, vaults, property used in connection with the business, and the trust bank account in which customer funds are deposited.

6904.1. If the licensee disagrees with the determination of the director made pursuant to Section 6904, he may request a hearing. The request for a hearing shall be made in writing within 10 days after the appointment of the conservator. If a hearing is requested it shall be held within 30 days after the receipt by the director of the request. The hearing shall be conducted in accordance with the provisions of Chapter 5 (commencing at Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

6904.2. If a hearing is requested the licensee may continue the operation of the collection agency under the direction and control of the conservator. The conservator shall be responsible for the preservation of all assets until a decision has been rendered by the director after the conclusion of the hearing and until all recourse to the courts has been exhausted or abandoned.

6904.3. If no hearing is requested, or if a decision becomes final determining that the licensee has failed to pay sums owed to a customer, that the licensee has misappropriated trust funds, or that the licensee is insolvent, the conservator shall:

(a) Determine the names and addresses of all customers as shown by the books, accounts, records, and papers of the licensee.

(b) Compile records on all assigned accounts showing amounts paid and amounts still owed or due. This shall include all accounts pending in litigation or on which judgments have been secured.

(c) Notify all customers of the appointment of the conservator and of the accounts outstanding according to the books and records. Each customer shall be requested to notify the conservator of any accounts assigned which do not appear in the books and records and of any moneys paid by the licensee on such accounts. Each customer shall also be requested to advise the conservator if the accounts shown on the books and records are incorrect insofar as moneys paid to the customer on such accounts is concerned.

(d) Return all uncollected accounts to the assignor creditor advising of amounts paid by debtors on all unsatisfied accounts.

(e) Fix a time limit, not to exceed four months from the date of the notification provided for in subdivision (c), during which a customer may file a claim with him. All such claims shall be verified under oath by the customer. If a customer fails to file a verified claim with the conservator during the time limit, the conservator shall be relieved of further duty or action hereunder on behalf of such customer.

(f) Notify the bank where trust funds are on deposit that a conservator has been appointed and that the trust funds shall be held for the benefit of creditors. Such notification shall be subscribed by the director and shall bear the seal of the bureau. The receipt of such notification by a bank shall relieve it from all liability to the licensee or his heirs or assigns.

(g) Make a demand upon the surety after ascertaining all claims in the manner set forth in this section. The conservator shall have the power to settle or compromise such claims with the surety and may, in such case, execute and deliver a release and discharge of the bond involved.

(h) Bring an action on the bond if the surety refuses to pay the amount demanded pursuant to subdivision (g). If the recovery in such action, together with any funds that may be in the trust bank account, is not sufficient to pay all of the claims as finally determined, the amount recovered thereon shall be divided pro rata among such claimants.

(i) File with a bank having custody of any money or indebtedness due to the licensee in a trust bank account an affidavit showing the right of the conservator to receive such money or indebtedness under the provisions of this chapter. The receipt of such conservator shall constitute sufficient acquittance for any payment of money made pursuant to the provisions of this article and shall fully discharge the bank from any further liability with reference thereto without the necessity of inquiring into the truth of the facts stated in the affidavit.

Nothing contained in this section shall be construed to prevent any person claiming to be injured by the fraud, deceit, or willful negligence of a licensee, or by failure of a licensee to comply with the provisions of this chapter or any rule or regulation established thereunder, from bringing an action upon the bond against both principal and surety in any court of competent jurisdiction to recover damages caused by such fraud, deceit, willful negligence, or failure to comply with the provisions of this chapter or any rule or regulation established thereunder.

6904.4. The conservator shall be compensated for his services from the assets of the licensee, or if insufficient assets are available he shall be compensated for his services from the Collection Agency Fund in accordance with the rules and regulations adopted by the director.

6904.5. The conservator, the director, and the employees of the Collection Agency Licensing Bureau shall not be held personally liable in connection with the enforcement of this article.

6904.6. At the time of his appointment, the conservator shall be required to post a bond with the director in such amount and upon such conditions as the director may prescribe.

SEC. 51. Section 6905 of said code is amended to read:

6905. Upon receiving and filing the application and bond specified in Articles 4 and 6, and upon a showing by the applicant of compliance with the other requirements of this chapter and any rules and regulations established under it, the [Secretary of State] *director* shall grant and issue a license substantially in the form provided in this chapter.

SEC. 52. Section 6906 of said code is amended to read:

6906. Except as herein otherwise provided, the [Secretary of State] *director* shall not issue a license [nor shall the board certify any person as having successfully passed the examination]:

(a) If the applicant or person has [ever] had a license revoked for cause.

(b) If the applicant or person was a partner, officer, director, trustee, manager or stockholder of any partnership, corporation or unincorporated association the license of which has been revoked for cause.

(c) If the applicant is a partnership, corporation or unincorporated association having any partner, officer, director, trustee, *or* stockholder [or employee] who has had a license revoked for cause.

(d) If the [Secretary of State or board] *director* has knowledge that any such applicant or person or a partner, officer, director, trustee, *or* stockholder [or employee] of any applicant [has been convicted of the crime of fraud, embezzlement or any crime involving moral turpitude] *is not of good moral character*, or has been adjudged disqualified for employment in the collection agency business pursuant to the provisions of Article 10.

[Any person whose application has been rejected pursuant to this section may file with the chief a petition for determination of rehabilitation setting forth the grounds upon which petitioner claims fitness to engage in the collection agency business. If the chief finds, after due investigation, sufficient evidence of rehabilitation the matter shall be referred to the board for hearing and determination in accordance with the Administrative Procedure Act, Chapter 5, Part 1, Division 3, Title 2 of the Government Code, otherwise the petition shall be denied by the chief without prejudice to the filing of another petition at any time not sooner than one year. After the hearing the board shall determine the fitness of the petitioner to engage in the collection agency business and shall either certify petitioner to the Secretary of State for license or examination or deny the petition without prejudice to the filing of a new petition at any time not sooner than one year.]

SEC. 53. Section 6906.1 is added to said code, to read:

6906.1. No license shall be issued to a person licensed as a prorater under the provisions of Division 3 (commencing at Section 12000) of the Financial Code.

SEC. 54. Section 6907 of said code is amended to read:

6907. No license shall be issued to any applicant nor shall any person be permitted to take the license examination pending final disposition of any disciplinary action previously filed against such person or applicant or against any partner, officer, director, trustee, *or* stockholder [or employee] of applicant.

SEC. 55. Section 6909 of said code is amended to read:

6909. Upon receipt of the license, the licensee has the right to conduct the business of a general collection agency with all the powers and privileges applicable thereto contained in but subject always to all the provisions of this chapter and any rules and regulations established under it.

The licensee shall at all times be legally responsible for the good conduct in the business of all persons employed by it.

SEC. 56. Section 6910 of said code is amended to read:

6910. Each license, [or] duplicate license, *or temporary license*, together with the current continuation license, if any, shall *at all times* be conspicuously displayed at the place of business noted in the license [at all times].

SEC. 57. Section 6911 of said code is amended to read:

6911. The license is not transferable and is effectual until the first day of July next ensuing the date thereof and so long thereafter as continued in effect in accordance with Article 11, unless sooner revoked or canceled.

In the event of the loss or destruction of a license, the licensee may file with the [Secretary of State] *director* an affidavit explaining the loss or destruction and pay the duplicate license fee prescribed. Thereupon the [Secretary of State] *director* shall issue a duplicate license bearing the same date and number of the replaced license, *and shall bear in conspicuous type the word "duplicate."*

SEC. 58. Section 6912 of said code is amended to read:

6912. [Upon any change of street address from that stated in the license, or any change of the business name therein shown, the licensee shall, within ten days thereafter, deposit the license and written notification of the change of address or name, together with the duplicate license fee with the Secretary of State.]

[The Secretary of State shall thereupon enter the change in his records, retain and file the surrendered license, and issue to the licensee a duplicate license setting forth the new name or address, or both, but bearing the same date and number as the surrendered license.]

[If the license is not deposited with the Secretary of State within the time prescribed, then upon the lapse of the 10-day period the license shall be and remain suspended until so deposited.]

A licensee may remove his place of business from the street address stated in the license to another street address within the same city, or city and county, by giving notice thereof to the director in writing at least ten (10) days prior to such removal. Upon receipt of such notice the director shall enter the change in his records. A licensee desiring to remove his place of business from the street address stated in the license to another address outside of the city, or city and county, or to make any change of the business name therein shown, shall file a written application therefor with the director.

If the director approves the application, the license shall be forwarded to the director, together with the duplicate license fee. The director shall then enter the change in his records, retain and file the surrendered license, and issue to the licensee a duplicate license setting forth the new name or address, or both, but bearing the same date and number as the surrendered license, and bearing in conspicuous type the word "duplicate."

SEC. 59. Section 6913 of said code is amended to read:

6913. Any change or series of changes resulting in an aggregate change of more than 50 percent of the membership of a membership corporation or of an unincorporated association shall terminate and void all licenses issued to it, except the license of any office or agency which is and continues under the active charge of a qualified person or a person who has been continuously in active charge of a licensed collection agency for at least five years immediately preceding any such change of membership, or which, within 30 days after any such change of membership, is placed and thereafter maintained under the active charge of a qualified person.

Any transfer, cancellation, redemption or issuance of stock, or series of such transactions which result in the aggregate of a change in the ownership of more than 50 percent of the outstanding voting stock of any licensed corporation, or the dissolution of any licensed corporation, shall terminate and void all licenses issued to it, except that no change in ownership of stock shall affect the license of any office or agency of the corporation which is and continues under the active charge of a qualified person or a person who has been continuously in the active charge of a licensed collection agency for at least five years immediately preceding the transaction resulting in such change of ownership, or which, within 30 days after any such change of ownership, is placed and thereafter maintained under the active charge of a qualified person; provided, however, that the acquisition of any voting stock in any licensed corporation by a person who has had a collection agency license

revoked for cause, or has been found disqualified from further employment in the collection agency business pursuant to Article 10, or by a partner, officer, director or trustee of any partnership, corporation or unincorporated association which has had its license revoked for cause, shall be ground for immediate revocation, in the discretion of the *director* [board], of any and all licenses of such corporation.

Every licensed corporation and unincorporated association shall promptly file with the [Secretary of State] *director* a written report of any transfer, issuance, cancellation or redemption of stock or memberships amounting to 10 percent or more of the total voting stock or memberships then outstanding.

SEC. 60. Section 6914 of said code is amended to read:

6914. In case of the death of an individual licensee who leaves a going collection agency business as part of his estate the [Secretary of State] *director* shall, upon proper application, issue a temporary license to the personal representative, or to the nominee of the personal representative, of the deceased licensee. In the case of the dissolution, by death or otherwise of a licensed copartnership, the [Secretary of State] *director* shall, upon proper application, issue to the surviving partner or partners a temporary license.

The application shall be in writing, subscribed and sworn to by the person to whom the temporary license is to be issued. The application shall be accompanied by the bond provided for in Article 6 and the temporary license fee specified in Article 12.

The provisions of Articles 4 and 5 shall not apply to any application for temporary license.

A temporary license shall be effective for a period of one year and shall not thereafter be renewed or continued.

SEC. 61. Section 6915 of said code is amended to read:

6915. On or before the thirty-first day of January and on or before the thirty-first day of July of each year every licensee shall file [in the Office of the Secretary of State] with the director a financial statement showing each customer's share of all money collected, with dates of collection, up to the close of business of the preceding month, which has not been remitted to or properly charged against customers prior to the date of execution of the statement. The statement shall also show the exact amounts of customers' funds on deposit and in licensee's possession on the date of execution of the statement together with the title of the trust account and the name of the bank in which the customers' funds are deposited. Each statement shall be verified by the oath of the licensee, if an individual, or of the managing partner, managing employee, [director or trustee] *or officer*, if a partnership, corporation or unincorporated association, or by the oath of the qualified person in active charge of the agency.

Any false statement shall constitute prima facie evidence of willful violation of this chapter and be grounds for institution of disciplinary proceedings against the licensee and the person executing the false statement on behalf of the licensee.

The [Secretary of State] *director* may destroy all financial statements which have been on file for a period of at least four years.

SEC. 62. Section 6916 of said code is amended to read:

6916. If the financial statement is not filed within the time required, the [Secretary of State] *director* shall make written demand therefor by registered mail, with return receipt, addressed to the licensee's place of business of record, and if the statement is not filed within thirty (30) days after the date of such demand the license of such licensee shall be forthwith revoked.

A financial statement filed subsequent to its due date and prior to expiration of the 30-day period following written demand therefor shall be accompanied by the delinquency fee provided by Article 12.

SEC. 63. Section 6916.1 is added to said code, to read:

6916.1. A license revoked under the provisions of Sections 6902 and 6916 may be reinstated within one year of the date of revocation upon the application of the licensee, upon his complying with the rules and regulations adopted hereunder and upon the payment of the reinstatement fee provided by Section 6956. Reinstatement of a revoked license does not prohibit the bringing of disciplinary proceedings for any act committed between the date of revocation and the date of reinstatement.

SEC. 65. Section 6921 of said code is amended to read:

6921. Every office licensed after May 1, 1941, whether a main or branch office, shall be under the active charge of a qualified person. *Such qualified person shall be in charge of the fiscal as well as the administrative functions of the office at all times.*

This section does not apply to an office licensed prior to May 2, 1941.

SEC. 66. Section 6922 of said code is amended to read:

6922. Whenever a person actively in charge of an office to which Section 6921 applies ceases to be in charge, the licensee shall notify the [Secretary of State] *director* in writing within 10 days from such cessation.

If the notice is given the license shall remain in force for a reasonable period to be determined by the rules and regulations. If the licensee fails to give the notice

as required, at the end of the 10-day period the license shall be ipso facto suspended, but the license shall be reinstated upon the filing of an affidavit by the licensee, if an individual, or by a partner [, trustee, or director of the licensee], *or officer of the licensee* if a partnership, unincorporated association or corporation to the effect that the person formerly in charge of the office has been replaced by a qualified person.

SEC. 67. Section 6923 of said code is amended to read:

6923. Except as [hereinafter] *herein otherwise* provided no person shall be in charge of any licensed office or agency if such person has ever had a license revoked for cause or has ever been disqualified from further employment in the collection agency business pursuant to Article 10; was a partner, managing employee, officer, director, trustee or stockholder of a partnership, corporation or unincorporated association a license of which has been revoked for cause; or [has been convicted of the crime of fraud, embezzlement or any crime involving moral turpitude] *is not of good moral character*.

[Any such person may file with the chief a petition for determination of rehabilitation setting forth the grounds upon which petitioner claims fitness to engage in the collection agency business. If the chief finds, after due investigation, sufficient evidence of rehabilitation the matter shall be referred to the board for hearing and determination in accordance with the Administrative Procedure Act, Chapter 5, Part 1, Division 3, Title 2 of the Government Code, otherwise the petition shall be denied by the chief without prejudice to the filing of another petition at any time not sooner than one year. After the hearing the board shall determine the fitness of the petitioner to engage in the collection agency business and shall either certify petitioner to the Secretary of State for license or examination or deny the petition without prejudice to the filing of a new petition at any time not sooner than one year.]

SEC. 68. Section 6925 of said code is amended to read:

6925. [The Secretary of State or any] *Any* person aggrieved may file with the [board] *director* a written statement [charging any licensee or employee with specific acts] *alleging acts* of misconduct or violations of [law] *this chapter or any rule or regulation established thereunder by a licensee or employee of a licensee*. All such statements shall be referred to the chief for investigation and report.

It shall also be the duty of the chief to initiate and conduct investigations into the business and affairs of licensees on his own motion [and report any evidence and findings of misconduct or violations of law by formal accusation filed with the board].

The insolvency of a licensee, the adjudication as a bankrupt of a licensee or of a partner in a licensed copartnership, *or the making of a general assignment for the benefit of creditors by a licensee or by a partner of a licensed copartnership*, constitutes ground for the institution of disciplinary proceedings and revocation of license or other disciplinary action.

SEC. 69. Section 6925.1 is added to said code, to read:

6925.1. All hearings conducted under this chapter shall be in accordance with the provisions of Chapter 5 (commencing at Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

SEC. 70. Section 6926 of said code is repealed.

[6926. If, upon completion of his investigation, the chief determines that the evidence is insufficient to warrant formal disciplinary action, he shall file his written findings thereon with the board. If, upon completion of his investigation, the chief determines that the evidence is sufficient to warrant formal disciplinary action, he shall file a written accusation with the board. The proceedings shall be conducted in accordance with the Administrative Procedure Act, Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all the powers granted therein.]

SEC. 71. Section 6930 of said code is amended to read:

6930. If it be found upon the hearing, or from the evidence in uncontested cases, that the licensee or employee has willfully violated any of the provisions of this chapter, or the rules and regulations established under it, or that he has been guilty of fraud or misrepresentation, or any act or omission inconsistent with the faithful discharge of his duties or obligations, or that a final conviction of felony *or a crime involving moral turpitude* has been entered against him, or that he has violated or failed to comply with any conditions imposed upon him by a decision of the [board or a hearing officer] *director*, the [board or the hearing officer, as the case may be,] *director* shall, within thirty (30) days after final submission of the case, render the decision which may:

(a) Order the revocation of the license or licenses of the licensee or licensees accused, or order any accused employee disqualified from further employment in the collection agency business.

(b) Order the license or licenses suspended for such period of time as may be specified.

(c) Impose upon the licensee, licensees or employee compliance with such just and reasonable conditions as may be specified.

(d) Dismiss the accusation as to any one or more of the licensees or employees accused.

[In the event reconsideration is not ordered or granted within the time allowed therefor, then immediately upon the lapse of such period, or in the event reconsideration is ordered or granted, then upon rendition of the decision upon reconsideration a copy of the decision together with a copy of any order staying execution shall be filed with the Secretary of State who shall forthwith make appropriate entries in his records showing the license or licenses revoked or suspended or employees disqualified as of the effective date of the decision or stay of execution, or make such other appropriate entries as may be consistent with the decision.]

SEC. 72. Section 6931 of said code is amended to read:

6931. Any person who has been disqualified for collection agency employment or license pursuant to the provisions of this chapter who shall thereafter obtain employment in the collection agency business or participate therein as a licensee, as a partner, as a director, trustee, officer or shareholder of a corporation licensee, or as officer, trustee or director of an unincorporated association licensee without having first been expressly found by the [board and certified to the Secretary of State] *director*, after due hearing as provided in this chapter, to be fit to engage in the collection agency business shall be guilty of a misdemeanor and punishable by a fine not exceeding five hundred dollars ($500) or by imprisonment not exceeding six months or by both fine and imprisonment.

SEC. 73. Section 6945 of said code is repealed.

[6945. A licensee shall not print, publish or otherwise prepare for distribution, any system of collection letters, demand forms or other printed matter upon his stationery, or upon stationery upon which the licensee's name appears in such manner as to indicate that a demand is being made by the licensee for the payment of any sum or sums due or asserted to be due, where such forms containing such message are to be sold or furnished to any person, other than the licensee, to be used by such person, at any address different from the address of the licensee as shown on the face of the license.]

SEC. 73.5. Section 6946 of said code is repealed.

[6946. No licensee shall advertise for sale or threaten to advertise for sale any claim as a means of endeavoring to enforce payment thereon, nor agree to do so for the purpose of solicitation of claims. This section shall not, however, affect any licensee with respect to claims he has acquired as assignee for the benefit of creditors or acting under any order of court.]

SEC. 74. Section 6947 of said code is amended to read:

6947. *Nothing in this chapter shall be deemed to authorize a collection agency licensee to perform any act or acts, either directly or indirectly, constituting the practice of law.*

No suit may be instituted on behalf of a collection agency licensee in any court on any claim assigned to it in its own name as the real party in interest unless it appears by a duly authorized and licensed attorney at law.

A collection agency may not appear as an assignee party in any proceeding involving claim and delivery, replevin, or other possessory action, action to foreclose a chattel mortgage, mechanic's lien, materialman's lien, or any other lien. Nothing herein contained shall prohibit a licensee from making an oral or written demand for the return or surrender of personal property or from having property attached in an action at law pursuant to the provisions of Chapter 4 (commencing at Section 537) of Title 7 of Part 2 of the Code of Civil Procedure, or from enforcing a judgment or carrying it into execution.

No licensee or employee shall:

(a) Directly or indirectly aid or abet any unlicensed person to engage in business as a collection agency or to receive compensation therefrom.

(b) Publish or post, or cause to be published or posted, any list of debtors, commonly known as "deadbeat" lists.

(c) Collect or attempt to collect by the use of any methods contrary to the postal laws and regulations of the United States.

(d) Use any unfair methods of competition as defined by the "Unfair Practices Act."

(e) Commingle the money of his customers with his own, except insofar as may be authorized by rules and regulations *established hereunder*.

(f) *Have in his possession or make use of any badge, use a uniform of any law enforcement agency or any simulation thereof, or make any statements which might be construed as indicating an official connection with any federal, state, county, or city law enforcement agency, while engaged in collection agency business.*

(g) Print, publish or otherwise prepare for distribution for the use of, or sell or offer to sell or furnish or offer to furnish to, any person any system of collection letters, demand forms or other printed matter upon his stationery, or upon stationery upon which the licensee's name appears in such manner as to indicate that a

demand is being made by the licensee for the payment of any sum or sums due or asserted to be due, where such forms containing such message are to be sold or furnished to any person to be used by such person at any address different from the address of the licensee as shown on the face of the license.

(h) Distribute collection letters, demand forms, or other printed matter which are made to be similar to or resemble governmental forms or documents, or legal forms used in civil or criminal proceedings.

(i) Advertise for sale or threaten to advertise for sale any claim as a means of endeavoring to enforce payment thereof, nor agree to do so for the purpose of solicitation of claims, except where the licensee has acquired claims as an assignee for the benefit of creditors or where the licensee is acting under the order of a court of competent jurisdiction.

(j) Use any name while engaged in the collection of claims, other than his true name, except under conditions prescribed by rules and regulations adopted by the director.

SEC. 75. Section 6947.1 is added to said code, to read:

6947.1. Where, in any agreement in writing any reference is made to "costs of collection" or "collection costs" or words of similar import, such costs shall not be construed to be the fee, remuneration, or any part thereof, charged by a collection agency to its customer; and no collection agency shall attempt to, or collect, any such fee from the obligor in such agreement as any part of its fee or remuneration.

SEC. 76. Section 6948 of said code is amended to read:

[6948. The employment by a licensee of a person who has been adjudged disqualified for employment or license pursuant to the provisions of this chapter or who has been convicted of a felony or any crime involving moral turpitude with knowledge of such disqualification or conviction shall constitute grounds for revocation of license or other disciplinary action unless, subsequent to the particular disqualification or conviction, such person shall have been expressly found by the board and certified to the Secretary of State, after due hearing as provided in this chapter, to be fit to engage in the collection agency business.]

6948. The director may suspend or revoke a license issued under this chapter if he determines that the licensee or his manager, if an individual, or if the licensee is a person other than an individual, that any of its officers, partners, or its manager, knowingly employed or has in his employment, any person who:

(a) Has failed to comply with the provisions of Article 5.5 (commencing at Section 6894) of Chapter 8 of Division 3.

(b) Has had a registration suspended or revoked under the provisions of Article 5.5 (commencing at Section 6894) of Chapter 8 of Division 3.

(c) Has been denied a registration under the provisions of Article 5.5 (commencing at Section 6894) of Chapter 8 of Division 3.

SEC. 77. Section 6949 of said code is amended to read:

6949. Any licensee may, prior to the suspension or revocation of his or its license, so long as no disciplinary action is then pending against said licensee, voluntarily surrender his or its license by mailing the license to the [Secretary of State] *director* together with a written statement of such surrender, setting for the reasons therefor, and a written declaration of the *satisfactory* disposition of all accounts of the licensee prior to such voluntary surrender, together with a written statement of notification to the licensee's surety company of such voluntary surrender, and upon receipt of the request for the cancellation of the bond from the surety company, the license shall forthwith be canceled.

SEC. 78. Section 6949.1 is added to said code, to read:

6949.1. The lapsing or suspension of a license by operation of law or by order or decision of the director or a court of law, or the voluntary surrender of a license by a licensee shall not deprive the director of jurisdiction to proceed with any investigation of or action or disciplinary proceeding against such license or to render a decision suspending or revoking such license.

SEC. 79. Section 6949.2 is added to said code, to read:

6949.2. Any person whose application is rejected pursuant to the provisions of Section 6906, or is disqualified from being in charge of a licensed office or agency pursuant to the provisions of Section 6923, or whose license is suspended or revoked pursuant to the provisions of Section 6930, may file with the director a petition for determination of rehabilitation setting forth the grounds upon which petitioner claims fitness to engage in the collection agency business. If the director finds, after due investigation, sufficient evidence of rehabilitation the matter shall be set for hearing and determination in accordance with the Administrative Procedure Act, Chapter 5 (commencing at Section 11500), Part 1, Division 3, Title 2 of the Government Code, otherwise the petition shall be denied by the director without prejudice to the filing of another petition at any time not sooner than one year. After the hearing the director shall determine the fitness of the petitioner to engage in collection agency business. If the petition is denied after a hearing it will be without prejudice and the petitioner may file a new petition at any subsequent time but not sooner than one year from the date of the denial.

SEC. 80. Section 6950 of said code is amended to read:

6950. A licensee desiring a continuation of his license shall, on or before the thirtieth day of June of each year, file with the [Secretary of State] *director* a request for a continuation on such forms as may be designated by the [Secretary of State] *director*. The request shall be accompanied by the continuation fee.

The director shall, on or before the first day of June of each year mail to each licensee, addressed to him at his last known address, a form for continuation of license and a notice that the continuation fee is due and payable, stating the amount thereof, and that if the fee is not paid by the thirtieth day of June, the license shall be automatically revoked.

The [Secretary of State] *director* shall issue a continuation license to the licensee which shall be dated the first day of July [next ensuing] *of the year of issuance thereof* and shall bear in conspicuous type the word "continuation" and the date to and including which the license is continued.

In the event a licensee fails to request a continuation of his license within the time fixed, the license is automatically revoked, but may be reinstated within 30 days of the date of revocation upon compliance with the rules and regulations established hereunder and upon application of the licensee and upon the payment of the delinquency and reinstatement fees provided by this chapter. Reinstatement of a revoked license shall not prohibit the bringing of disciplinary proceedings for any act committed during the period such license is revoked.

SEC. 81. Section 6951 of said code is amended to read:

6951. If the license of any person, partnership, association or corporation has been permitted to expire by reason of the military service, as defined in the Soldiers and Sailors Civil Relief Act of 1940, of such person, or the managing partner, or managing [trustee or director] *officer* of such partnership, association or corporation, the license may be revived and continued upon application of such person, managing partner, or managing [trustee or director] *officer*, filed within six months after the termination of such military service, with the [Secretary of State] *director*. Upon receipt of the application, payment of the continuation fee, and filing of the bond provided for by Article 6 of this chapter, the [Secretary of State] *director* shall issue a receipt which shall bear upon its face in conspicuous type the words "continuation of license" and the date to and including which the license is continued.

SEC. 82. Section 6955 of said code is amended to read:

6955. All money received under this chapter by the [Secretary of State] *director* shall be deposited in the State Treasury to the credit of the Collection Agency Fund, which fund is hereby continued in existence and from which fund all expenses of carrying out the provisions of this chapter shall be defrayed.

SEC. 83. Section 6956 of said code is amended to read:

6956. *(a)* The [Secretary of State] *director* shall charge and collect the following fees:

[(a)] *(1)* An original license fee of two hundred dollars ($200).

[(b)] *(2)* A continuation fee [of one hundred dollars ($100) annually payable on or before the thirtieth day of June of each year] *which shall be set by the director annually at not more than one hundred dollars ($100) and not less than fifty dollars ($50).*

[(c)] *(3)* A duplicate license fee of ten dollars ($10).

[(d)] *(4)* A temporary license fee of thirty-five dollars ($35).

[(e)] *(5)* A delinquency fee of ten dollars ($10).

[(f)] *(6)* An examination fee of twenty-five dollars ($25).

[(g)] *(7)* A copy fee of twenty-five cents ($0.25) per 100 words copied.

[(h)] A fee of one dollar ($1) for each copy over one of any issue or edition of the licensing law and rules and regulations furnished to any licensee by the Secretary of State] *(8) A reinstatement fee equal to the amount of the annual continuation fee plus a penalty of 50 percent thereof.*

[(i)] *(9)* A fee of five dollars ($5) for each addressograph list of licensees in good standing.

(b) The director shall furnish one copy of any issue or edition of the licensing law and rules and regulations to any applicant or licensee without charge; and shall charge and collect a fee of one dollar ($1) plus sales tax for each additional copy which may be furnished on request to any applicant or licensee, and for each copy furnished on request to any other person.

(3) A duplicate license fee of ten dollars ($10).

(4) A temporary license fee of thirty-five dollars ($35).

(5) A delinquency fee of ten dollars ($10).

(6) An examination fee of twenty-five dollars ($25).

(7) A copy fee of twenty-five cents ($0.25) per 100 words copied.

(8) A reinstatement fee equal to the amount of the annual continuation fee plus a penalty of 50 percent thereof.

(9) A fee of five dollars ($5) for each addressograph list of licensees in good standing.

(b) The director shall furnish one copy of any issue or edition of the licensing law and rules and regulations to any applicant or licensee without charge; and shall charge and collect a fee of one dollar ($1) plus sales tax for each additional copy which may be furnished on request to any applicant or licensee, and for each copy furnished on request to any other person.

SEC. 84. All persons in the state civil service employed on the effective date hereof in the Office of the Secretary of State in carrying out functions transferred to the Department of Professional and Vocational Standards by this act are transferred to the department, subject to the provisions of Article XXIV of the Constitution and laws continued in force thereby or adopted pursuant thereto.

SEC. 85. The unencumbered balance of all money available for expenditure by the Office of the Secretary of State in carrying out any functions transferred to the Department of Professional and Vocational Standards by this act shall be made available for the support and maintenance of the department, and all books, documents, records and property of the Office of the Secretary of State relating to such functions shall be transferred to the department.

SEC. 86. All rules and regulations contained at the effective date hereof in Chapter 7 (commencing at Section 601) of Title 16 of the California Administrative Code shall remain in effect until amended or repealed by the director."

Amendment No. 5

On page 1, strike out lines 2 to 17, inclusive; and strike out all of pages 2 to 12, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 1061—An act to amend Sections 20100, 20100.1, 20101, 20102, and 20104 of the Government Code, relating to the State Employees' Retirement System in respect to composition, appointment and election of members of the board of administration.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1573—An act to amend Sections 31461.1, 31558.1, 31620.1, 31630.1, 31639.15, 31700, 31701, 31721.5, and 31780.5 of the Government Code, relating to retirement systems.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 145—An act to amend Section 2611 of the Welfare and Institutions Code, relating to county medical and hospital care.

Bill read second time, and ordered to third reading.

Assembly Bill No. 903—An act to add Section 75083 to the Government Code, relating to retired judges acting as referees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 995—An act to amend Sections 3364 and 3365 of the Welfare and Institutions Code, relating to purchase of blind-made products by public agencies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2284—An act to add Section 21156 to the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Senator O'Sullivan asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 79, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 79

Senate Concurrent Resolution No. 79—Relating to a study of the "Colusa Basin."

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Assembly Bill No. 2374

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2374

Senator Short moved that Assembly Bill No. 2374 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2374—An act to add Section 53064 to the Government Code, relating to publicly owned public utilities.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Assembly May 15, 1959, strike out "revenue for the purpose of"; and strike out line 16, and insert "revenues as required by".

Amendment No. 2

On page 1, after line 17, insert

"This section does not apply to an increase in a rate or charge which is increased pursuant to a procedure made applicable to such agencies by charter, ordinance, or statute which requires notice and hearing prior to the establishment of the increase.

This section does not apply to an increase in a rate or charge to the extent that such increase is a result of an increase in wholesale rates or charges imposed upon such city, county, or city and county, district, or other public agency."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 646

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 646

Senator Regan moved that Senate Bill No. 646 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 646—An act to amend Sections 175, 177, and 181 of the Water Code, relating to the State Water Rights Board.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 2, of the title of the printed bill, following the word "Board", insert ", and making an appropriation therefor".

Amendment No. 2

On page 2, after line 7, insert

"SEC. 4. There is hereby appropriated $60,000 from the General Fund during the 1959-60 Fiscal Year for support of the State Water Resources Board in augmentation of Item 269, Budget Act of 1959."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 2306

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 2306

Senator Gibson moved that Assembly Bill No. 2306 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 2306—An act to add Section 6503.3 to the Welfare and Institutions Code, relating to the granting of a right-of-way for road purposes over land of the Stockton State Hospital.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add", and insert "amend".

Amendment No. 2

In line 1 of the title, strike out "6503.3 to", and insert "6503 of".

Amendment No. 3

In line 2 of the title, strike out "a right-of-way for road"; strike out line 3 of the title, and insert "rights-of-way."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, strike out lines 1 to 10, inclusive, and insert

SECTION 1. Section 6503 of the Welfare and Institutions Code is amended to read:

6503. All lands necessary for the use of state hospitals except those acquired by gift, devise, or purchase, shall be acquired by condemnation as lands for other public uses are acquired.

The terms of every purchase shall be approved by the Department of Institutions. [No public street or road for railway or other purposes, except for hospital use, shall be opened through the lands of any state hospital, unless the Legislature by special enactment consents thereto.]".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 1260

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 1260

Senator Holmdahl moved that Senate Bill No. 1260 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1260—An act to repeal Chapter 9.1 (commencing at Section 73075) of, and to add Chapter 9.1 (commencing at Section 73075) to, Title 8 of the Government Code, relating to municipal courts in Alameda County.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 20, of the printed bill, strike out "judicial", and insert "election".

Amendment No. 2

On page 2, line 9, strike out "judicial", and insert "election".

Amendment No. 3

On page 2, line 12, strike out "judicial", and insert "election".

Amendment No. 4

On page 2, between lines 13 and 14, insert

"73080. The presiding judge of the Municipal Court District of Alameda County shall be elected by a majority of the judges of the court for a term of three years, except that he may be removed from the position of presiding judge by vote of two-thirds of such judges for his removal. He shall be eligible for reelection to the position of presiding judge.

Such presiding judge shall have the power to:

(1) Assign judges to categories of judicial work in such manner as he concludes will best promote the efficient functioning of the court.

(2) Assign cases to judges on such basis as he deems to be in the best interest of the court, and to delegate this assignment function to an executive assistant.

(3) Fix vacation schedules for the judges in such manner as he concludes will least interrupt the work of the court, after giving consideration to the wishes of each judge.

(4) Require, by such methods as he deems workable, an adequate system of reporting on judges' hours, absences, workloads and availability for dispatch of judicial business as well as such other information as he deems necessary or desirable for planning the work of the court, and to make information so obtained available to the judges of the court at such times and in such manner as he sees fit.

(5) Create, combine, or eliminate departments or divisions of the court and to revise the scope of activity of such departments and divisions.

(6) Require such information as he deems necessary for the efficient operation of the court from the clerk, attaches and employees of the court, and personnel of agencies serving or functioning with the court.

(7) Report, with the concurrence of a disciplinary committee consisting of and elected by the judges of the court over which he presides, to a body, established by law, having disciplinary power over the judges of such court, such facts as, in his opinion, warrant disciplinary action against a judge of such court on a ground on which such body can lawfully take disciplinary action.

73081. The annual salary of the presiding judge of the Municipal Court District of Alameda County is five hundred dollars ($500) less than the annual salary of a judge of the superior court in Alameda County.

73082. A majority of the judges of the Municipal Court District of Alameda County may, by majority vote therefor, appoint as an executive officer of the municipal court a person nominated for such position by a committee of the judges appointed by the presiding judge of the court to make the nomination. The person so nominated and elected must be a person admitted to practice before the Supreme Court of the State.

The salary of the executive officer shall be the same as a judge of the court, other than the presiding judge, and shall be paid by the county. He may be removed only by vote of two-thirds of the judges of the court for his removal, except that at the close of December 31st of the year in which he reaches the age 70 years, he is automatically retired.

The executive officer shall assume responsibility, subject to the directions of the presiding judge, for calendar planning and pretrial and trial planning. At the direction of the presiding judge he shall conduct such studies as the presiding judge deems necessary to maintain and advance the orderly administration of the court and shall have authority to request data necessary for such studies from judges, clerks, and other attaches of the court. If the court employs a statistician, such statistician and also such other personnel as a majority of the judges of the court designate, shall be subject to the supervision and direction of the executive officer. The executive officer shall also perform such other duties as may be imposed on him by the Judicial Council, the presiding judge, or a majority of the judges of the court.

73083. A majority of the judges of the Municipal Court District of Alameda County may appoint a statistician. His salary shall be ____ ___ dollars ($ _____) and shall be paid by the county.

The statistician shall accumulate and evaluate materials as directed by the court's presiding judge or executive officer or the Judicial Council and advise them as to

such other matters as he deems worthy of study. He shall cooperate with the statistician, if any, of the Superior Court of Los Angeles County for the purpose of arriving at uniform methods of reporting by both such statisticians.

73084. There shall be one jury commissioner for the Municipal Court District of Alameda County, whose salary shall be _____ dollars ($_____)."

Amendment No. 5

On page 2, line 14, strike out "73080", and insert "73085".

Amendment No. 6

On page 2, line 16, strike out "73081", and insert "73086".

Amendment No. 7

On page 2, line 20, strike out "73082", and insert "73087".

Amendment No. 8

One page 2, line 36, strike out "73083", and insert "73088".

Amendment No. 9

On page 2, line 49, strike out "73084", and insert "73089".

Amendment No. 10

On page 3, line 3, strike out "73085", and insert "73090".

Amendment No. 11

On page 3, line 15, strike out "73086", and insert "73091".

Amendment No. 12

On page 4, line 1, strike out "73087", and insert "73092".

Amendment No. 13

On page 4, line 24, strike out "73088", and insert "73093".

Amendment No. 14

On page 4, line 30, strike out "73089", and insert "73094".

Amendment No. 15

On page 4, line 34, strike out "73086", and insert "73091".

Amendment No. 16

On page 4, line 43, strike out "73090", and insert "73095".

Amendment No. 17

On page 4, strike out lines 49 to 51, inclusive, and insert

"SEC. 2. This act shall take effect only if the amendments to Section 11 of Article VI of the Constitution proposed by Senate Constitutional Amendment No. 28 at the 1959 Regular Session of the Legislature is adopted by the voters. In such case this act shall take effect at the same time as such amendment takes effect but the provisions of this act shall not become operative until the ninety-first day after the final adjournment of the 1961 Regular Session of the Legislature."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

RESOLUTIONS

The following resolutions were offered:

By Senator McCarthy:

Senate Resolution No. 143

Relative to the naming of a state park in Marin County

WHEREAS, The preservation of the natural beauty of Marin County is a vital need if the county is to continue to be known as "Marvelous Marin"; and

WHEREAS, Mrs. Caroline Livermore has for 25 years waged a continuing and successful campaign to retain outstanding portions of the county's natural wild areas from being lost to cluttered suburbia; and

WHEREAS, There exists within Marin County today, due in large measure to her untiring efforts, such outstanding public areas as Mount Tamalpais State Park, Tomales Bay State Park, Stinson Beach State Park, Samuel P. Taylor State Park and the new bird sanctuary on Richardson's Bay; now, therefore, be it

Resolved by the Senate of the State of California, That the State Park Commission is requested to select an appropriate area within the state parks of Marin County and to name this area in honor of Mrs. Caroline Livermore; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the State Park Commission, the Director of Natural Resources, and the Division of Beaches and Parks.

Resolution read, and referred to Committee on Rules.

By Senators Byrne and Montgomery:

Senate Resolution No. 144

Relating to nursery stock

WHEREAS, Section 1148.3 of the Agricultural Code requires that nursery stock when sold shall be living stock and shall not be in a dead or dying condition; and

WHEREAS, The trend toward the merchandising of prepackaged nursery stock has made it increasingly difficult to administer existing provisions of the law which are designed to prevent the sale of dead or dying nursery stock; and

WHEREAS, Approximately 25 percent of those licensed to sell nursery stock in California are presently handling these materials in such a manner that the public is being sold nursery stock which in many instances is in a dead or dying condition; now, therefore, be it

Resolved by the Senate of the State of California, That the subject matter of the recitals of this resolution be referred to the Rules Committee for assignment to an appropriate interim committee for study.

Resolution read, and referred to Committee on Rules.

MOTION TO APPROVE JOURNALS

Senator Brown moved that the Journals for Monday, May 25, 1959; Tuesday, May 26, 1959; Wednesday, May 27, 1959; Thursday, May 28, 1959; and Friday, May 29, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

CONSIDERATION OF DAILY FILE

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

SENATE CHAMBER, June 2, 1959

MR. PRESIDENT: The Committee on Conference concerning:

Senate Bill No. 133—An act to amend Section 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 First Extraordinary Session), relating to the Vallejo Sanitation and Flood Control District:

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Assembly be concurred in, and that the bill be further amended as follows:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly May 11, 1959, strike out line 7, and insert "four thousand dollars ($4,000), the".

LUTHER E. GIBSON
PAUL L. BYRNE
RONALD G. CAMERON
Senate Committee on Conference

SAMUEL R. GEDDES
EDWIN L. Z'BERG
PAULINE L. DAVIS
Assembly Committee on Conference

The roll was called, and the report adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Chief Assistant Secretary Lachlan M. Richards at the Desk

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 905—An act to amend Sections 415 and 531 of, and to add Sections 531.1, and 1061.1 to, the Revenue and Taxation Code, all relating to property taxation and providing for the assessment of property.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 905?

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 14, 1959, strike out lines 5 and 6, and insert

"Except as to the household furnishings and personal effects of householders, such required detail may include the cost of the personal property if the information is within the knowledge of the assessee or is available to him from his own or other records."

Amendment No. 2

On page 1, strike out lines 20 to 25, inclusive, and insert

"531.1. If the assessor requires an assessee to describe personal property in such detail as shows the cost thereof but the assessee omits to report the cost of the property accurately, notwithstanding that this information is available to the assessee, to the extent that this omission on the part of the assessee causes the assessor not to assess the property or to assess it at a lower valuation than he would enter upon the roll were the cost reported to him accurately, that portion of the property as to which the cost is unreported, in whole or in part, may be assessed as property that has escaped assessment."

Amendment No. 3

On page 2, line 5, after "statement", insert ", but the penalties imposed by Sections 1062 and 2922 shall not apply if solvent credits were erroneously assessed as possessory interests in tangible personal property, nor shall these penalties apply if in good faith an assessee claims as deductible debts amounts that are subsequently found not to be deductible".

Amendment No. 4

On page 2, strike out lines 6 to 11, inclusive.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 905 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 72—An act to amend Sections 73731, 73732, 73733, 73734, 73735, 73992, 73993, and 73994 of the Government Code, relating to municipal courts.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 72?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 73731", and insert "Sections 73731, 73732, 73733, 73734, 73735, 73992, 73993, and 73994".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 3, insert

"SEC. 2. Section 73732 of said code is amended to read:

73732. There shall be one clerk who shall receive a minimum *salary* of [five] *six* hundred [forty-five] *eight* dollars [($545)] *($608)* monthly with annual increments of [thirty] *thirty-three* dollars [($30)] *($33)*, [thirty-three] *thirty-six* dollars [($33)] *($36)*, [thirty-three] *thirty-eight* dollars [($33)] *($38)*, and [thirty-six] *forty* dollars [($36)] *($40)* to a maximum of [six] *seven* hundred [seventy-seven] *fifty-five* dollars [($677)] *($755)* monthly.

SEC. 3. Section 73733 of said code is amended to read:

73733. The clerk may appoint:

(a) One chief deputy clerk, who shall receive a minimum salary of four hundred [forty] *eighty-nine* dollars [($440)] *($489)* monthly with annual increments of [twenty-four] *twenty-seven* dollars [($24)] *($27)*, [twenty-five] *twenty-nine* dollars [($25)] *($29)*, [twenty-seven] *thirty* dollars [($27)] *($30)*, and [twenty-nine] *thirty-three* [($29)] *($33)* to a maximum of [five] *six* hundred [forty-five] *eight* dollars [($545)] *($608)* monthly.

(b) Three deputy clerks grade [IV] *V* (division heads), each of whom shall receive a minimum salary of [three] *four* hundred [seventy-five] *seventeen* dollars [($375)] *($417)* monthly with annual increments of [twenty] *twenty-three* dollars [($20)] *($23)*, [twenty-two] *twenty-four* dollars [($22)] *($24)*, [twenty-three] *twenty-five* dollars [($23)] *($25)*, and [twenty-four] *twenty-seven* dollars [($24)] *($27)* to a maximum of [four] *five* hundred [sixty-four] *sixteen* dollars [($464)] *($516)* monthly.

(c) Six deputy clerks grade [III] *IV* (courtroom [clerk] clerks, chief bookkeeper [, or chief cashier]), each of whom shall receive a minimum salary of three hundred [thirty-seven] *ninety-five* dollars [($337)] *($395)* monthly with annual increments of [eighteen] *twenty-two* dollars [($18)] *($22)*, [twenty] *twenty-three* dollars [($20)] *($23)*, [twenty] *twenty-four* dollars [($20)] *($24)*, and [twenty-two] *twenty-five* dollars [($22)] *($25)* to a maximum of four hundred [seventeen] *eighty-nine* dollars [($417)] *($489)* monthly.

(d) One deputy clerk grade III (assistant division head), who shall receive a minimum salary of three hundred fifty-five dollars ($355) monthly with annual increments of twenty dollars ($20), twenty dollars ($20), twenty-two dollars ($22), and twenty-three dollars ($23) to a maximum of four hundred forty dollars ($440) monthly.

[(d)] *(e)* [Five] *Seven* deputy clerks grade II ([stenographer, assistant bookkeeper or assistant cashier] *cashiers, stenographers, section leaders*), each of whom shall receive a minimum salary of [two] *three* hundred [eighty-eight] *three* dollars [($288)] *($303)* monthly with annual increments of [fifteen] *sixteen* dollars [($15)] *($16)*, [sixteen] *eighteen* dollars [($16)] *($18)*, eighteen dollars ($18), and [eighteen] *twenty* dollars [($18)] *($20)* to a maximum of three hundred [fifty-five] *seventy-five* dollars [($355)] *($375)* monthly.

[e] *(f)* [Ten] *Nineteen* deputy clerks grade I (general clerical duties), each of whom shall receive a minimum salary of two hundred [seventy-three] *eighty-eight* dollars [($273)] *($288)* monthly with annual increments of fifteen dollars ($15), [fifteen] *sixteen* dollars [($15)] *($16)*, [sixteen] *eighteen* dollars [($16)] *($18)*, and eighteen dollars ($18) to a maximum of three hundred [thirty-seven] *fifty-five* dollars [($337)] *($355)* monthly.

(g) One telephone operator who shall receive a minimum salary of two hundred fifty-nine dollars ($259) monthly with annual increments of twelve dollars ($12), fifteen dollars ($15), fifteen dollars ($15), and sixteen dollars ($16) to a maximum of three hundred nineteen dollars ($319) monthly.

SEC. 4. Section 73734 of said code is amended to read:

73734. There shall be one marshal who shall receive a monthly salary of [seven] *eight* hundred dollars [($700)] *($800)*.

SEC. 5. Section 73735 of said code is amended to read:

73735. The marshal may appoint:

(a) [One assistant marshal] Two supervising deputy marshals who shall receive a minimum salary of four hundred [forty] *sixty-four* dollars [($440)] *($464)* monthly with annual increments of [twenty-four] *twenty-five* dollars [($24)] *($25)*, [twenty-five] *twenty seven* dollars [($25)] *($27)*, [twenty-seven] *twenty-nine* dollars [($27)] *($29)*, and [twenty-nine] *thirty* dollars [($29)] *($30)* to a maximum of five hundred [forty-five] *seventy-five* dollars [($545)] *($575)* monthly.

(b) [Eight] *Eleven* deputy marshals grade II [(field deputies)], each of whom shall receive a minimum salary of [three] *four* hundred [ninety-five] *seventeen* dollars [($395)] *($417)* monthly with annual increments of [twenty-two] *twenty-three* dollars [($22)] *($23)*, [twenty-three] *twenty-four* dollars [($23)] *($24)*, [twenty-four] *twenty-five* dollars [($24)] *($25)*, and [twenty-five] *twenty-seven* dollars [($25)] *($27)* to a maximum of [four] *five* hundred [eighty-nine] *sixteen* dollars [($489)] *($516)* monthly.

(c) [Three] *Five* deputy marshals grade I [(bailiffs)], each of whom shall receive a minimum salary of three hundred [seventy-five] *ninety-five* dollars [($375)] *($395)* monthly with annual increments of [twenty] *twenty-two* dollars [($20)] *($22)*, [twenty-two] *twenty-three* dollars [($22)] *($23)*, [twenty-three] *twenty-four* dollars [($23)] *($24)*, and [twenty-four] *twenty-five* dollars [($24)] *($25)* to a maximum of four hundred [sixty-four] *eighty-nine* dollars [($464)] *($489)* monthly.

(d) One chief clerk, [clerical supervisor,] who shall receive a minimum salary of three hundred [seventy-five] *ninety-five* dollars [($375)] *($395)* monthly with annual increments of [twenty] *twenty-two* dollars [($20)] *($22)*, [twenty-two] *twenty-three* dollars [($22)] *($23)* [twenty-three] *twenty-four* dollars [($23)] *($24)*, and [twenty-four] *twenty-five* dollars [($24)] *($25)* to a maximum of four hundred [sixty-four] *eighty-nine* dollars [($464)] *($489)* monthly.

(e) One clerk grade II (bookkeeper), who shall receive a minimum salary of three hundred [nineteen] *thirty seven* dollars [($319)] *($337)* monthly with annual increments of eighteen dollars ($18), [eighteen] twenty dollars [($18)] *($20)*, twenty dollars ($20), and [twenty] *twenty-two* dollars [($20)] *($22)* to a maximum of [three] *four* hundred [ninety-five] *seventeen* dollars [($395)] *($417)* monthly.

(f) [Four] *Seven* clerks grade I [(general clerical duties)], each of whom shall receive a minimum salary of two hundred [seventy-three] *eighty-eight* dollars [($273)] *($288)* monthly with annual increments of fifteen dollars ($15), [fifteen] *sixteen* dollars [($15)] *($16)*, [sixteen] *eighteen* dollars [($16)] *($18)*, and eighteen dollars ($18) to a maximum of three hundred [thirty-seven] *fifty-five* dollars [($337)] *($355)* monthly.

SEC. 6. Section 73992 of said code is amended to read:

73992. There shall be one clerk who shall receive a minimum of [five] *six* hundred [forty-five] *eight* dollars [($545)] *($608)* monthly with annual increments of [thirty] *thirty-three* dollars [($30)] *($33)*, [thirty-three] *thirty-six* dollars [($33)] *($36)*, [thirty-three] *thirty-eight* dollars [($33)] *($38)*, and [thirty-six] *forty* dollars [($36)] *($40)* to a maximum of [six] *seven* hundred [seventy-seven] *fifty-five* dollars [($677)] *($755)* monthly.

SEC. 7. Section 73993 of said code is amended to read:

73993. The clerk may appoint:

(a) One chief deputy clerk, who shall receive a minimum salary of four hundred [forty] *eighty-nine* dollars [($440)] *($489)* monthly with annual increments of [twenty four] *twenty-seven* dollars [($24)] *($27)*, [twenty-five] *twenty-nine* dollars [($25)] *($29)*, [twenty-seven] *thirty* dollars [($27)] *($30)*, and [twenty-nine] *thirty-three* dollars [($29)] *($33)* to a maximum of [five] *six* hundred [forty-five] *eight* dollars [($545)] *($608)* monthly.

(b) [Three] *Four* deputy clerks, grade [IV] *V* (general civil and small claims deputies), each of whom shall receive a minimum salary of [three] *four* hundred [seventy-five] *seventeen* dollars [($375)] *($417)* monthly with annual increments of [twenty] *twenty-three* dollars [($20)] *($23)*, [twenty-two] *twenty-four* dollars [($22)] *($24)*, [twenty-three] *twenty-five* dollars [($23)] *($25)*, and [twenty-four] *twenty-seven* dollars [($24)] *($27)* to a maximum of [four] *five* hundred [sixty-four] *sixteen* dollars [($464)] *($516)* monthly.

(c) [Four] *Three* deputy clerks, grade [III] *IV* (courtroom [clerk] *clerks*, [chief bookkeeper or chief cashier] *supervisor traffic division*), each of whom shall receive a minimum salary of three hundred [thirty-seven] *ninety-five* dollars [($337)] *($395)* monthly with annual increments of [eighteen] *twenty-two* dollars [($18)] *($22)*, [twenty] *twenty-three* dollars [($20)] *($23)*, [twenty] *twenty-four* dollars [($20)] *($24)*, and [twenty-two] *twenty-five* dollars [($22)] *($25)* to a maximum of four hundred [seventeen] *eighty-nine* dollars [($417)] *($489)* monthly.

(d) [Five] *Two* deputy clerks, grade [II] *III* ([stenographers, assistant bookkeeper, or assistant cashier] *chief bookkeeper, chief cashier*), each of whom shall receive a minimum salary of [two *three* hundred [eighty-eight] *fifty-five* dollars [($288)] *($355)* monthly with annual increments of [fifteen] *twenty* dollars

[($18)] *($20)*, [sixteen] *twenty* dollars [($16)] *($20)*, [eighteen] *twenty-two* dollars [($18)] *($22)*, [eighteen] *twenty-three* dollars [($18)] *($23)* to a maximum of [three] *four* hundred [fifty-five] *forty* dollars [($355)] *($440)* monthly.

(e) [Seven] *Four* deputy clerks, grade [I] *II* ([general clerical duties] *assistant cashiers, assistant bookkeeper, calendar clerk*), each of whom shall receive a minimum salary of [two] *three* hundred [seventy-three] *three* dollars [($273)] *($303)* monthly with annual increments of [fifteen] *sixteen* dollars [($15)] *($16)*, [fifteen] *eighteen* dollars [($15)] *($18)*, [sixteen] *eighteen* dollars [($16)] *($18)*, and [eighteen] *twenty* dollars [($18)] *($20)* to a maximum of three hundred [thirty-seven] *seventy-five* dollars [($337)] *($375)* monthly.

(f) Seven deputy clerks, grade I (general clerical duties), each of whom shall receive a minimum salary of two hundred eighty-eight dollars ($288) monthly with annual increments of fifteen dollars ($15), sixteen dollars ($16), eighteen dollars ($18), and eighteen dollars ($18) to a maximum of three hundred fifty-five dollars ($355) monthly.

SEC. 8. Section 73994 of said code is amended to read:

73994. There shall be one marshal who shall receive a monthly salary of [seven] *eight* hundred dollars [($700)] *($800)*. The marshal may appoint:

(a) One [assistant marshal] *supervising deputy marshal* who shall receive a monthly salary of four hundred [forty] *sixty-four* dollars [($440)] *($464)* monthly with annual increments of [twenty-four] *twenty-five* dollars [($24)] *($25)*, [twenty-five] *twenty-seven* dollars [($25)] *($27)*, [twenty-seven] *twenty-nine* dollars [($27)] *($29)*, and [twenty-nine] *thirty* dollars [($29)] *($30)* to a maximum of five hundred [forty-five] *seventy-five* dollars [($545)] *($575)* monthly.

(b) Six deputy marshals, grade II (field deputies) each of whom shall receive a minimum salary of [three] *four* hundred [ninety-five] *seventeen* dollars [($395)] *($417)* monthly with annual increments of [twenty-two] *twenty-three* dollars [($22)] *($23)*, [twenty-three] *twenty-four* dollars [($23)] *($24)*, [twenty-four] *twenty-five* dollars [($24)] *($25)*, and [twenty-five] *twenty-seven* dollars [($25)] *($27)* to a maximum of [four] *five* hundred [eighty-nine] *sixteen* dollars [($489)] *($516)* monthly.

(c) [Three] *Two* deputy marshals, grade I (bailiffs), each of whom shall receive a minimum salary of three hundred [seventy-five] *ninety-five* dollars [($375)] *($895)* monthly with annual increments of [twenty] *twenty-two* dollars [($20)] *($22)*, [twenty-two] *twenty-three* dollars [($22)] *($23)*, [twenty-three] *twenty-four* dollars [($23)] *($24)*, and [twenty-four] *twenty-five* dollars [($24)] *($25)* to a maximum of four hundred [sixty-four] *eighty-nine* dollars [($464)] *($489)* monthly.

(d) One chief clerk [(clerical supervisor)] who shall receive a minimum salary of three hundred [seventy-five] *ninety-five* dollars [($375)] *($395)* monthly with annual increments of [twenty] *twenty-two* dollars [($20)] *($22)*, [twenty-two] *twenty-three* dollars [($22)] *($23)*, [twenty-three] *twenty-four* dollars [($23)] *($24)*, and [twenty-four] *twenty-five* dollars [($24)] *($25)* to a maximum of four hundred [sixty-four] *eighty-nine* dollars [($464)] *($489)* monthly.

(e) One clerk, grade II (bookkeeper), who shall receive a minimum salary of three hundred [nineteen] *thirty-seven* dollars [($319)] *($337)* monthly with annual increments of eighteen dollars ($18), [eighteen] *twenty* dollars [($18)] *($20)*, twenty dollars ($20), and [twenty] *twenty-two* dollars [($20)] *($22)* to a maximum of [three] *four* hundred [ninety-five] *seventeen* dollars [($395)] *($417)* monthly.

(f) Four clerks, grade I [(general clerical duties)], each of whom shall receive a minimum salary of two hundred [seventy-three] *eighty-eight* dollars [($273)] *($288)* monthly with annual increments of fifteen dollars ($15), [fifteen] *sixteen* dollars [($15)] *($16)*, [sixteen] *eighteen* dollars [($16)] *($18)*, and eighteen dollars ($18) to a maximum of three hundred [thirty-seven] *fifty-five* dollars [($337)] *($355)* monthly.

Second Set of Amendments to Senate Bill No. 72

Amendment No. 1

On page 5, line 5, of the printed bill, as amended in Assembly May 15, 1959 strike out "One", and insert "Two".

The roll was called and the Senate concurred in Assembly amendments to Senate Bill No. 72 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—33.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 219—An act to amend Section 1326 of the Pena Code, relating to subpoenas in criminal cases.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 219?

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 to 15, inclusive.

Amendment No. 2

On page 1, line 16, strike out "3", and insert "2".

Amendment No. 3

On page 1, line 20, strike out "4", and insert "3".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 219 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 273—An act to add Sections 1998, 1998.1, 1998.2, 1998.3, 1998.4 and 1998.5 to the Code of Civil Procedure, relating to subpoena of hospital records.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 273?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate April 3, 1959, after "hospital", insert "or hospital in an institution under the jurisdiction of the Department of Corrections".

Second Set of Amendments to Senate Bill No. 273

Amendment No. 1

On page 2, line 45, of the printed bill, as amended in Assembly May 1, 1959, strike out "1998.3, and".

Amendment No. 2

On page 2, line 45, after "1998.4", insert ", and 1998.5".

Amendment No. 3

On page 3, line 10, after "hospital", insert "or hospital in an institution under the jurisdiction of the Department of Corrections".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 273 by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, Slattery, Stiern, Teale, and Williams—34.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 285—An act to add Section 5706.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the admission to junior colleges of twelfth grade students.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 285?

Amendment No. 1

On page 1, line 2, of the printed bill, as amended in Senate April 2, 1959, strike out "is", and insert "its".

Amendment No. 2

On page 1, line 21, strike out "The district main-"; and strike out line 22; and strike out all of page 2.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 285 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—34.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 353—An act to add Section 5303 to, to add Chapter 6, comprising Sections 5500 through 5506, to Division 6 of Title 1 of, and to amend Sections 5302 and 29917 of the Government Code; to amend Section 21809 of the Education Code as enacted by the Legislature at its 1959 Regular Session; to amend Section 55525 of the Water Code; to amend Section 4790 of the Health and Safety Code; and to amend Section 7 of the Los Angeles County Flood Control Act (Chapter 755 of the Statutes of 1915); relating to signatures, countersignatures, and facsimile signatures or seals on public obligations.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 353?

Amendment No. 1

In line 1 of the title of the printed bill, after "add", insert "Section 5303 to, to add".

Amendment No. 2

In line 2 of the title after the second "of", insert ", and to amend Sections 5302 and 29917 of".

Amendment No. 3

In line 2 of the title after "Code", strike out the comma, and insert "; to amend Section 21809 of the Education Code as enacted by the Legislature at its 1959 Regular Session; to amend Section 55525 of the Water Code; to amend Section 4790 of the Health and Safety Code; and to amend Section 7 of the Los Angeles County Flood Control Act (Ch. 755 of the Statutes of 1915);".

Amendment No. 4

In line 3 of the title after "to", insert "signatures, countersignatures, and".

Amendment No. 5

On page 1, strike out line 1, and insert

"SECTION 1. Section 5303 is added to the Government Code, to read:

5303. Whenever under any law of this State, or under the provisions of any ordinance, resolution or order, bonds of any public body are required or permitted to be signed or countersigned manually by any public officer who is permitted by law to have a deputy, such bonds may be signed or countersigned on behalf of such officer by any deputy of such officer who has been authorized by such officer in writing so to sign or countersign.

SEC. 2. Section 5302 of said code is amended to read:

5302. Wherever any statute requires that any bond issued by a public body be signed, *manually* by two or more officers or other individuals, all such signatures and countersignatures may be printed, lithographed, engraved, or otherwise mechanically reproduced *except that one of said signatures or countersignatures to such bonds shall be manually affixed. Any such signature may be affixed in accordance with the provisions of the Uniform Facsimile Signatures of Public Officials Act, Chapter 6 (commencing with Section 5500) of Title 1 of this code.*

SEC. 3. Chapter 6, comprising Sections 5500 through".

Amendment No. 6

On page 1, lines 11 and 12, strike out "this State or by any of its departments, agencies, or instrumentalities, or by".

Amendment No. 7

On page 1, line 19, after "mitted", insert ", or any deputy of such official who has been authorized by such official in writing to affix the official's signature".

Amendment No. 8

On page 2, after line 39, insert

"SEC. 4. Section 29917 of said code is amended to read:

29917. The bonds shall be signed by the chairman of the board of supervisors or by such other member thereof as the board of supervisors shall, by resolution adopted by a four-fifth vote of all its members, authorize and designate for that purpose, and also signed by the treasurer or auditor of the county, and shall be countersigned by the clerk thereof. The coupons of said bonds shall be signed by the treasurer or auditor. All such signatures and countersignatures may be printed, lithographed, engraved, or otherwise mechanically reproduced *except that one of said signatures or countersignatures to said bonds shall be manually affixed. Any such signature may be affixed in accordance with the provisions of the Uniform Facsimile Signatures of Public Officials Act, Chapter 6 (commencing with Section 5500) of Title 1 of the Government Code.*

SEC. 5. Section 21809 of the Education Code is amended to read:

21809. The board of supervisors by an order entered upon its minutes shall prescribe the form of the bonds and of the interest coupons attached thereto, if any. Said bonds shall be signed by the chairman of the board of supervisors, or by such other member thereof as the board of supervisors shall, by resolution adopted by a four fifths vote of all its members, authorize and designate for that purpose, and also signed by the treasurer or auditor of the county, and shall be countersigned by the clerk thereof. The coupons of said bonds shall be signed by the treasurer or auditor. All such signatures and countersignatures may be printed, lithographed, engraved, or otherwise mechanically reproduced *except that one of said signatures or countersignatures to said bonds shall be manually affixed. Any such signature may be affixed in accordance with the provisions of the Uniform Facsimile Signatures of Public Officials Act, Chapter 6 (commencing with Section 5500) of Title 1 of the Government Code.* All expense incurred for the preparation, sale, and delivery of the school bonds including the preparation of the certified copy of the transcript for the successful bidder is a legal charge against the funds of the school district issuing the bonds.

SEC. 6. Section 55525 of the Water Code is amended to read:

55525. The bonds shall be signed by the chairman of the board and countersigned by the auditor of the county, and the seal of the county shall be affixed thereto. All such signatures and countersignatures, *except one*, may be printed, lithographed, engraved, or otherwise mechanically reproduced. *Any such signature may be affixed in accordance with the provisions of the Uniform Facsimile Signatures of Public Officials Act, Chapter 6 (commencing with Section 5500) of Title 1 of the Government Code.*

SEC. 7. Section 4790 of the Health and Safety Code is amended to read:

4790. The bonds shall be signed by the chairman of the district board, and countersigned by the auditor of the district, and the seal of the district board shall be affixed. The interest coupons of the bonds shall be numbered consecutively and signed by the auditor of the district. All such signatures and countersignatures may be printed, lithographed, engraved, or otherwise mechanically reproduced *except that one of said signatures or countersignatures to said bonds shall be manually affixed. Any such signature may be affixed in accordance with the provisions of the Uniform Facsimile Signatures of Public Officials Act, Chapter 6 (commencing with Section 5500) of Title 1 of the Government Code.*

SEC. 8. Section 7 of the Los Angeles County Flood Control Act (Chapter 755 of the Statutes of 1915) is amended to read:

SEC. 7. The said board of supervisors shall, subject to the provisions of this act, prescribe by ordinance the form of said bonds, and of the interest coupons

attached thereto. Said bonds shall be payable substantially in the following manner: A part to be determined by said board, and which shall not be less than one-fortieth part of the whole amount of such indebtedness, shall be payable each and every year on a day and date, and at a place to be fixed by said board, and designate in such bonds, together with the interest on all sums unpaid on such date until the whole of said indebtedness shall have been paid.

The bonds shall be issued in such denominations as the said board of supervisors may determine, except that no bonds shall be of a less denomination than one hundred dollars ($100), nor of a greater denomination than one thousand dollars ($1,000), except that on issues in which the amounts to be matured annually are scheduled in amounts of five thousand dollars ($5,000) or multiples thereof, the board of supervisors may provide that the purchaser may, at his option, and at the time of the submission of his bid, request that bonds in the denomination of five thousand dollars ($5,000) or multiples thereof be issued in lieu of the equivalent amount of bonds of lesser denomination, and shall be payable on the day and at the place fixed in said bonds, and with interest at the rate specified in such bonds, which rate shall not be in excess of 6 per centum per annum, and shall be payable semiannually, and said bonds shall be signed by the chairman of the board of supervisors, and countersigned by the Auditor of said Los Angeles County, and the seal of said district shall be affixed thereto. Such signatures and countersignatures may be printed, lithographed, engraved, or otherwise mechanically reproduced, *except that one of said signatures or countersignatures to said bonds shall be manually affixed. Any such signature may be affixed in accordance with the provisions of the Uniform Facsimile Signatures of Public Officials Act, Chapter 6 (commencing with Section 5500) of Title 1 of the Government Code.* The interest coupons of said bonds shall be numbered consecutively and signed by the Auditor of said Los Angeles County by his engraved or lithographed signature. In case any such officer whose signatures or countersignatures appear on the bonds or coupons shall cease to be such officer before the delivery of such bonds to the purchaser, such signature or countersignature shall nevertheless be valid and sufficient for all purposes the same as if such officer had remained in office until the delivery of the bonds."

Second Set of Amendments to Senate Bill No. 353

Amendment No. 1

On page 3, line 41, of the printed bill, as amended in Assembly May 15, 1959, strike out "clerk thereof", and insert "county clerk or the clerk of the board of supervisors or by a deputy of either of such officers".

Amendment No. 2

On page 3, line 42, strike out "All", and insert "Unless the board of supervisors otherwise provides, all".

Amendment No. 3

On page 4, line 1, strike out "is a legal charge", and insert "and legal fees of independent bond counsel retained by the school district issuing the bonds are legal charges".

Amendment No. 4

On page 4, line 2, after "bonds", insert "and may be paid from the proceeds of sale of the bonds".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 353 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—35.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 464—An act to amend Sections 12502, 12503, and 12762 of, and to add Sections 12555 and 12764 to, the Health and Safety Code, relating to fireworks.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 464?

Amendment No. 1

On page 2, line 40, of the printed bill, after "uses", insert "or for religious ceremonies".

The roll was called, and the Senate refused to concur in Assembly amendment to Senate Bill No. 464 by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Appointment of Committee on Conference

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Donnelly, Collier, and Williams as a Senate Committee on Conference concerning Senate Bill No. 464 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

Consideration of Assembly Amendments

Senate Bill No. 675—An act to amend Sections 2079 and 6019 of the Insurance Code, relating to the standard form fire insurance policy.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 675?

Amendment No. 1

On page 2, of the printed bill, as amended in Senate April 21, 1959, strike out lines 19 to 27, inclusive.

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 675 by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 852—An act to add Section 2224.5 to the Welfare and Institutions Code, relating to the responsibility of relatives under the Old Age Security Law.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 852?

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, as amended in Senate April 16, 1959, strike out "except as provided in Section 2181.05 of this code".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 852 by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Christensen, Cobey, Coombs, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 865—An act to add Sections 12814, 12815, and 12816 to the Public Utilities Code, relating to the addition of fluorine and fluorine compounds to public water supplies by municipal utility districts.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 865?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 22, 1959, strike out "and 12815", and insert ", 12815, and 12816".

Amendment No. 2

On page 2, line 3, strike out ", and no other notice of the election need be given".

Amendment No. 3

On page 2, between lines 6 and 7, insert

"SEC. 3. Section 12816 is added to said code, to read:

12816. At least 90 days prior to the election provided for in Section 12815, notice of the election shall be published within the district. At least 30 days prior to such an election sample ballots together with ballot pamphlets containing printed arguments for and against the proposition to be voted upon shall be mailed to each registered voter within the district. The arguments for and against the proposition to be voted upon shall be prepared by the known proponents and the opponents, respectively, of the proposition."

Amendment No. 4

On page 2, line 7, strike out "3", and insert "4".

Second Set of Amendments to Senate Bill No. 865

Amendment No. 1

On page 2 of the printed bill, as amended in Senate May 15, 1959, strike out lines 9 to 17, inclusive, and insert

"12816. At least 90 days prior to the election provided for in Section 12815, notice of the election shall be published within the district. Any voter or group of voters may, not less than 60 days prior to such election, prepare and file with the county clerk of the county containing the largest number of voters within the district an argument for or against the proposition to be submitted. The argument shall not be greater than 300 words in length. If more than one argument for or more than one argument against the proposition is filed within the time permitted the clerk shall select one of the arguments for printing. No more than three signatures shall appear with any argument. The clerk of each county in the district shall mail, or cause to be mailed, to each registered voter in that county in the district one copy of the argument for and one copy of the argument against the proposition. Such arguments shall be mailed with the sample ballot."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 865 by the following vote:

AYES—Senators Arnold, Beard, Byrne, Cameron, Christensen, Cobey, Coombs, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, and Williams—25.

NOES—Senator Dilworth—1.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 913—An act to amend Section 4280 of the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 913?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 16, 1959, strike out "add Section 4280.2 to", and insert "amend Section 4280 of".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 4280 of the Agricultural Code is amended to read:

4280. Each stabilization and marketing plan shall contain provisions for prohibiting distributors and retain stores from engaging in the unfair practices hereinafter set forth:

(a) The payment, allowance or acceptance of secret rebates, secret refunds, or unearned discounts by any person, whether in the form of money or otherwise.

(b) The giving of any milk, cream, dairy products, services or articles of any kind, except to bona fide charities, for the purpose of securing or retaining the fluid milk or fluid cream or fluid skim milk business of any customer.

(c) The extension to certain customers of special prices or services not made available to all customers who purchase fluid milk or fluid cream or fluid skim milk of like quantity under like terms and conditions.

(d) The false or misleading advertising of fluid milk or fluid cream or fluid skim milk as defined in Sections 17500, 17501, and 17502 of the Business and Professions Code.

(e) The purchase of any fluid milk in excess of 200 gallons monthly from any producer or association of producers unless a written contract has been entered into with such producer or association of producers. Such contract shall include the following: (1) the amount of fluid milk to be purchased for any period; (2) the quantity of such milk to be paid for as Class 1. Such quantity shall be stated in pounds of milk or pounds of milk fat or gallons of milk; provided, that if the price to be paid for such Class 1 milk is established separately for the milk fat and skim milk contained in such milk, such quantity to be paid for as Class 1 shall be stated in pounds of milk or pounds of milk fat or gallons of milk or both in pounds of milk fat and pounds of skim milk separately, but in any marketing area where an equalization pool is a part of a stabilization and marketing plan, such contract need not specify the quantity of milk in any one class; (3) the price to be paid for all milk received; (4) the date and method of payment for such fluid milk, which shall be that payment shall be made for approximately one half of the milk delivered in any calendar month not later than the first day of the next following month and the remainder not later than the fifteenth day of said month; (5) the charges for transportation if hauled by the distributor; and (6) a proviso to the effect that the producer shall not be obligated to deliver in any calendar month fluid milk to be paid for at or less than the minimum price for fluid milk that is used for Class 3, as said class is defined in Section 4228. The contract may contain such other provisions as are not in conflict with this chapter. A signed copy of such contract shall be filed by the distributor with the director within five days from the date of its execution. The provisions of this subdivision relating to dates of payment shall not apply to contracts for the purchase of fluid milk from nonprofit cooperative associations of producers. The provisions of this subdivision do not apply to the purchase of fluid milk which is necessary to meet an unanticipated increase in demand or an unanticipated shortage in the supply of a distributor; provided, that the quantity of fluid milk so purchased from any one producer or association of producers shall not exceed 1,000 gallons in any one month; and, provided further, that a complete record of all such purchases shall be kept by the distributor and the price paid for such milk by the distributor shall not be less than the price established in the applicable stabilization and marketing plan for the usage to which such milk is applied.

(f) The purchasing, processing, bottling, transporting, delivering or otherwise handling in any marketing area of any fluid milk or fluid cream or fluid skim milk which is to be or is sold or otherwise disposed of by such distributor at any place in the geographical area within the outer, outside and external boundaries or limits of such marketing area, whether such place is a part of the marketing area or not, at less than the minimum wholesale and minimum retail prices effective in such marketing area.

(g) The payment by a distributor to any producer, including any association of producers, or the receipt by a producer, including any association of producers, from a distributor, of a lesser price for any fluid milk or fluid cream or fluid skim milk which is distributed to any person, including agencies of the federal, state or local government, located upon property within the geographical limits of any marketing area for less than the minimum prices established by the director to be paid by distributors to producers for fluid milk, or the milk fat and skim milk contained therein, or fluid cream or fluid skim milk for said marketing area. The provisions of this section with respect to fluid milk shall apply whether or not such fluid milk is received by the distributor as whole milk, or as skim milk and fluid cream, or either, or as any other derivatives of such fluid milk which are reconstituted into

such fluid milk, or fluid cream or fluid skim milk for market usage, and whether or not a fluid cream plan has been established for the marketing area.

(h) The inclusion in any written contract for purchase of fluid milk, required by subdivision (e) of this section, of any provision which forbids a producer from applying to become, or becoming, or remaining a member of any cooperative association the activities of which comply with all the conditions of this section, or makes application for such membership, or such membership itself, cause for cancellation of the contract. The conditions required of cooperative associations in order that this subdivision shall be applicable to them are:

(1) Such cooperative association must be organized under the laws of this State;

(2) The primary and principal activities in which such association is engaged must be one or more of the following;

(a) Representation of its members in respect to legislation.

(b) Proceedings before the Department of Agriculture or other state agencies.

(c) Advertising, educational, charitable and public relations activities.

(d) Other similar, nonmarketing activities.

(3) Such association shall not be engaged, directly or indirectly, through affiliated organizations or otherwise, in the manufacture, processing, sale or distribution of fluid milk or any product, a component of which is milk, whole or nonfat, nor own, lease or contract for the use of, or have any interest in, any equipment for the manufacture or processing of fluid milk or any product, a component of which is milk, whole or nonfat.

(4) Such association may participate, on behalf of its members, in discussions with distributors, voluntarily conducted by any such distributor, in connection with procurement of milk by any such distributor from individual members of such association, provided that in any such discussion the association does not act as the bargaining agent of the member in the negotiation of a written contract between such member and the distributor.

Amendment No. 3

On page 1, strike out lines 2 to 25, inclusive; and strike out all of page 2.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 913 by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 943—An act to add Section 3212.2 to the Labor Code, relating to workmen's compensation.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 943?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 3212 of", and insert "add Section 3212.2 to".

Amendment No. 2

On page 1, strike out lines 1 to 22, inclusive.

Amendment No. 3

On page 2, strike out lines 1 to 15, inclusive, and insert
"SECTION 1. Section 3212.2 is added to the Labor Code, to read:
3212.2.".

Amendment No. 4

On page 2, line 24, strike out "hernia,".

Amendment No. 5

On page 2, line 25, strike out "or pneumonia,".

Amendment No. 6

On page 2, line 28, strike out "hernia, heart trouble or pneumonia", and insert "heart trouble".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 943 by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—35.
NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 1007—An act to create the Guadalupe Valley Municipal Improvement District and to prescribe its boundaries, organization, powers, operation, management, financing, change of boundaries, and dissolution.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1007?

Amendment No. 1

On page 8, line 15, of the printed bill, as amended in Senate April 21, 1959, strike out "81.5", and insert "80.5".

Amendment No. 2

On page 8, line 41, strike out "Title 4", and insert "Title 5".

Amendment No. 3

On page 12, line 8, strike out "prinicpal", and insert "principal".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No 1007 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Above bill ordered enrolled.

MOTIONS TO RECONSIDER

Senate Bill No. 1150—An act to add Section 1550.1 to the Welfare and Institutions Code, relating to needy children.

Motion to Reconsider Waived

Senator Cobey waived his motion to reconsider the vote whereby Senate Bill No. 1150 was refused passage.

Senate Bill No. 1159—An act to amend Section 1500 of the Welfare and Institutions Code, relating to needy children.

REQUEST FOR UNANIMOUS CONSENT

Senator Arnold asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1159 was passed, continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 1369—An act authorizing the Director of Finance to sell property belonging to the State in Fresno County, authorizing the Director of Finance to acquire real property for the Fresno State College, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1232—An act to amend Section 16651 of the Government Code, relating to state bonds and bond coupons.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1973—An act to amend Section 172b of the Penal Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2320—An act to add Section 23958.1 to the Business and Professions Code, relating to alcholic beverages.

Bill read second time, and ordered to third reading.

Secretary J. A. Beek at the Desk

THIRD READING OF SENATE BILLS

Senate Bill No. 562—An act to add Article 3 (commencing at Section 11200) to Chapter 2 of Part 1 of Division 3 of Title 2 of the Government Code, relating to state departments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.
NOES—Dilworth, Farr, and Williams—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 679—An act to amend Sections 10204, 68200 and 68201 of, and to repeal Sections 68202, 68203, and 68204 of, and to add Section 68548 to, the Government Code, relating to the justices and judges of courts of record and other state legal officers.

Bill read third time.

Previous Question

Senator Short moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 679.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Miller moved a call of the Senate.

Motion carried. Time, 4.55 p.m.

The President directed the Sergeant-at-Arms to close the doors, and bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1329—An act to add Sections 20499, 20601.5 and 21251.14 to the Government Code, relating to retirement of public employees, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 6—An act to add Section 21759 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school bond validation actions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1422—An act to amend Section 830 of the Corporations Code, relating to indemnity for litigation expenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 486—An act to amend and renumber the heading of Part 10 (commencing with Section 15750) of Division 3 of Title 2 of, to amend Sections 16407, 16408, and 16409 of, and to repeal Sections 15750, 15751, 15772, 15794, 15795, 15796, 15797, 15798, 16407.1, 16407.2, and 16407.4 of, the Government Code, relating to the construction of state buildings, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 486:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 25, 1959

To the Honorable Members of the Senate:

Senate Bill No. 486, an act to abolish the Capital Outlay and Savings Fund, etc.

I have been advised by the Department of Finance that the early enactment of the measure is essential in order that planning for the Capital Outlay program for the year 1959-60 may proceed without delay.

Pursuant to authority granted me under Article IV, Section 34, of the State Constitution, I recommend consideration be given to Senate Bill No. 486 prior to final enactment of the Budget Bill.

Respectfully,

EDMUND G. BROWN, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5.16 p.m., on motion of Senator Miller, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 679 passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Collier, Coombs, Dolwig, Erhart, Fisher, Gibson, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, and Short—22.

NOES—Senators Byrne, Cameron, Cobey, Dilworth, Donnelly, Farr, Grunsky, Hollister, Montgomery, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—16.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 576—An act to create the Golden Gate Authority, prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities, and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to repeal Sections 30001, 30755, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600) and 2 (commencing at Section 30651) of Chapter 2 of Division 17 of, and to add Sections 30001, 30001.5, 30001.7, 30750.5, 30757, 30758, 30759, 30760, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 576:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, May 15, 1959

To the Honorable Members of the Senate
Sacramento, California

GENTLEMEN: Senate Bill No. 576, an act to create the Golden Gate Authority, etc. There is no expenditure in this measure which affects the budget.

The subject matter of the bill should receive adequate consideration, and no useful purpose could be served by awaiting further action on the bill until the Budget Bill is enacted.

Pursuant to authority granted me under Article IV, Setcion 34, of the State Constitution, I recommend consideration be given to Senate Bill No. 576 prior to final enactment of the Budget Bill.

Respectfully,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Stiern, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 25—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article IX of said Constitution, relating to county superintendent of schools.

Resolution read.

Previous Question

Senator O'Sullivan moved the previous question.

Motion carried.

The President put the question.

The question being on the adoption of Senate Constitutional Amendment No. 25.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Senators Beard, Cameron, Cobey, Dolwig, Erhart, Fisher, Grunsky, Hollister, McCarthy, Miller, Montgomery, Murdy, Rattigan, Richards, Rodda, Short, and Williams—17.

NOES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Donnelly, Farr, Gibson, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Regan, Shaw, Slattery, and Stiern—21.

Senate Bill No. 931—An act to add Part 7 (commencing at Section 7000) to Division 8 of the Harbors and Navigation Code, relating to small craft harbor districts.

Motion to Re-refer Senate Bill No. 931

Senator McBride moved that Senate Bill No. 931 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 328—An act to amend Section 16573 of the Public Utilities Code, relating to public utilities districts.

Bill read third time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate June 1, 1959, strike out "16573", and insert "16574".

Amendment No. 2

On page 1, line 1, strike out "16573", and insert "16574".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 3 to 11, inclusive, and insert

"16574. The board of directors or other officers of the district shall not incur any debt or liability whatever, either by issuing bonds or otherwise, in excess of the express provisions of this division. Any debt or liability incurred in excess of such express provisions is absolutely void, excepting that such debt limitations may be exceeded where the district finances waterworks *or sewage disposal facilities* by means of a bond issue and makes provision to pay the indebtedness out of revenues received over a period not to exceed [30] *40* years."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 958—An act to add Article 4 (commencing at Section 1365) to Chapter 5 of Part 2 of Division 2 of the Water Code, relating to the appropriation of water.

Bill read third time.

Motion to Amend

Senator Christensen moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 22, of the printed bill, as amended in Senate May 19, 1959, after "located", insert ", unless all parties to the proceedings agree to waive the requirement of such investigations and studies".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1179—An act to amend Sections 34014, 34026, 34801, 34802, 34803, 35907, and 36575 of, and to add Sections 35008, 35009, 35410, 35411, 35909, 35910, 35911, 36409, 36831, 36832 and 36833 to, the Water Code, relating to California water districts.

Bill read third time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out "35008, 35009, 35410, 35411, 35909, 35910, 35911,".

Amendment No. 2

On page 2, strike out lines 7 to 51, inclusive; strike out all of page 3; and on page 4, strike out lines 1 to 3, inclusive.

Amendment No. 3

On page 4, line 4, strike out "10", and insert "6".

Amendment No. 4

On page 4, strike out lines 9 to 30, inclusive.

Amendment No. 5

On page 4, line 31, strike out "14", and insert "7".

Amendment No. 6

On page 4, line 37, strike out "15", and insert "8".

Amendment No. 7

On page 5, line 3, strike out "16", and insert "9".

Amendment No. 8

On page 5, line 12, strike out "17", and insert "10".

Amendment No. 9

On page 5, line 18, strike out "18", and insert "11".

Amendment No. 10

On page 5, line 23, strike out "one year", and insert "three years".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1063—An act to amend Section 1256 of, to add Part 1.5 (commencing at Section 10004) to Division 6 of, and to add Section 13056 to, the Water Code, relating to the California Water Plan.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4. of the printed bill, as amended in Senate May 12, 1959, strike out "State Water Rights Board", and insert "board".

Amendment No. 2

On page 1, strike out lines 5 to 7, inclusive, and insert "tion to the State Water Plan, as defined in Section 10000, and the California".

Amendment No. 3

On page 2, line 1, strike out "Department of Water Resources", and insert "State Water Resources Board".

Amendment No. 4

On page 2, lines 2 and 3, strike out "Department of Water Resources", and insert "State Water Resources Board".

Amendments read, and ordered printed in the Journal upon request of Senator Cobey.

Second Set of Amendments to Assembly Bill No. 1063

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate May 12, 1959, strike out "State Water Rights Board", and insert "board".

Amendment No. 2

On page 2, line 1, strike out "Department of Water Resources", and insert "State Water Resources Board".

Amendment No. 3

On page 2, lines 2 and 3, strike out "Department of Water Resources", and insert "State Water Resources Board".

Amendments read, and ordered printed in the Journal upon request of Senator Cobey.

Assembly Bill No. 1755—An act to repeal and add Chapter 4 (commencing with Section 19400) of Division 8 of the Business and Professions Code, thereby recodifying the law relating to horseracing.

Bill read third time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, as amended in Assembly April 23, 1959, after line 5, insert

"19418. The provisions of this chapter insofar as they are substantially the same as existing code provisions relating to the same subject matter shall be construed as restatements and continuations thereof, and not as new enactments."

Amendment read, and adopted.

Second Set of Amendments to Assembly Bill No. 1755

Amendment No. 1

On page 3 of the printed bill, as amended in Assembly April 23, 1959, after line 5, insert

"19418. The provisions of this chapter insofar as they are substantially the same as existing code provisions relating to the same subject matter shall be construed as restatements and continuations thereof, and not as new enactments."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Third Set of Amendments to Assembly Bill No. 1755

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 23, following line 14, of the printed bill, as amended in Assembly April 23, 1959, insert

"SEC. 2. Section 19539 of the Business and Professions Code as proposed to be added by this act is amended to read:

19539. The board may allow not to exceed a total of 100 days for quarter horse racing only. Fifty of such days shall be allocated to licensed racing associations conducting horse racing meetings south of the sixth standard parallel south, Mount Diablo Base and Meridian, and the remainder to licensed racing associations conducting such meetings north of that parallel.

[No quarter horse racing meeting, including any charity days allowed during the meeting, shall, in any one county, in any one year, extend over a total period of more than seven weeks of seven consecutive days each. Such a meeting may be for consecutive racing days or split into not more than two periods; and if split into two periods, the periods may be separated by any number of days or weeks.]

This section shall not be applied to deprive any nonquarter-horse racing association of racing days which such association was using during 1958 and 1959 or of the number of Saturdays allocated to such association during 1958 and 1959.

SEC. 3. Section 2 of this act becomes operative only if Assembly Bill No. 1154 is enacted into law at the 1959 Regular Session of the Legislature, and in such case at the same time as Assembly Bill No. 1154 takes effect, at which time Section 19539 as proposed to be added to the Business and Professions Code by this act is repealed."

Amendment read, and adopted.

Fourth Set of Amendments to Assembly Bill No. 1755

Amendment No. 1

On page 22, between lines 19 and 20, of the printed bill, as amended in Assembly April 23, 1959, insert

"19638.5. The Controller shall pay from the fund to the 48th District Agricultural Association the appropriation for its support."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2368—An act providing for the transfer to the General Fund of amounts constituting surplus from estates of deceased persons in the Unclaimed Property Fund in the State Treasury.

Bill read third time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate May 29, 1959, strike out lines 8 and 9, and insert "by state law."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1660 —An act to amend Section 3077 of the Business and Professions Code, relating to the practice of optometry.

Motion to Re-refer Assembly Bill No. 1660

Senator McBride moved that Assembly Bill No. 1660 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1562—An act to amend Section 74266 of the Government Code, relating to fees to be paid to the court clerk by parties to actions or proceedings.

Bill read third time.

Motion to Amend

Senator Shaw moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "six dollars ($6)", and insert "five dollars ($5)".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1563—An act to amend Section 70055 of the Government Code, relating to filing fees.

Bill read third time.

Motion to Amend

Senator Shaw moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out line 5, and insert "six dollars ($6)."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 2067—An act to amend Section 74265 of the Government Code, relating to the municipal court established in a district embracing the City of San Bernardino.

Bill read third time.

Motion to Amend

Senator Shaw moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Assembly April 24, 1959, strike out "nine thousand six hundred dollars ($9,600)", and insert "eight thousand four hundred dollars ($8,400)".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 1408—An act to add Section 2813 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to inspections of commercial vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 345—An act to add Section 1250a to the Code of Civil Procedure, relating to offers of purchase in eminent domain.

Objection Raised

Senator Richards objected to Senate Bill No. 345 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Senate Bill No. 345 to the second reading file.

Senate Bill No. 1360—An act to amend Section 869 of the Penal Code, relating to transcripts of testimony in homicide cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1368—An act to create a flood control district to be called "San Mateo County Flood Control District"; to provide for the control of flood and storm waters and for the protection of watercourses, watersheds, harbors, public highways, life and property in said district from damage or destruction from such waters and to save and conserve all or any of such waters for beneficial use in said district; to provide for the dividing of said district into zones; to authorize the incurring of indebtedness and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district and in the respective zones thereof, and providing certain limitations on assessments, bonded indebtedness and expenditures with respect to the district and the respective zones thereof; and to define the powers of said district, including the right of the district to sue and be sued, and the powers and duties of the officers thereof; to provide for the government, management and control of said district; to provide for the construction of works, the acquisition of property by the district, and other things necessary to carry out the purposes of this act.

Motion to Re-refer Senate Bill No. 1368

Senator McBride moved that Senate Bill No. 1368 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1273—An act to amend Sections 18, 43, 90, 105, of, and to add Article 9.5 (commencing at Section 185) to, the Solvang Municipal Improvement District Act (Chapter 1635 of the Statutes of 1951), relating to the Solvang Municipal Improvement District.

Bill read third time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 41, of the printed bill, after "period", insert "from the date".

Amendment read, and adopted.

Bill ordered printed, and to second reading file.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 483—An act to add Section 26613 to the Government Code, relating to the powers and duties of the sheriff in counties exceeding 3,000,000 population.

Objection Raised

Senator Murdy objected to Assembly Bill No. 483 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 483 to the second reading file.

Assembly Bill No. 1442—An act to amend Section 909 of the Streets and Highways Code, relating to county highway construction equipment contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1920—An act to add Section 150 to the Streets and Highways Code, relating to state freeways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1965—An act to amend Sections 13350, 13361, 13364, 17703, 17704, and 17705 of, and to repeal Section 13365 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the licensing of drivers of motor vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2107—An act to amend Section 26709 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to mirrors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2156—An act to amend Section 22100 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the turning of vehicles at intersections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2157—An act to amend Section 5354 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the registration of trailer coaches.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1397—An act to add Sections 69957, 69958, 69959, 72196, 72197, and 72198 to the Government Code, relating to official reporters of the superior court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2228—An act to amend Section 7059 of the Welfare and Institutions Code, relating to defective or psychopathic delinquents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1909—An act to amend Section 740 of the Welfare and Institutions Code, relating to care of wards of the juvenile court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2217—An act to amend Sections 73772 and 73773 of the Government Code, relating to municipal courts.

Objection Raised

Senator Richards objected to Assembly Bill No. 2217 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 2217 to the second reading file.

Assembly Bill No. 2230—An act to amend Sections 12845 and 12846 of the Public Utilities Code, and to amend Sections 2864 and 2865 of the Public Districts Code, as proposed by Assembly Bill No. 908, relating to municipal utility districts.

Objection Raised

Senator Richards objected to Assembly Bill No. 2230 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 2230 to the second reading file.

Assembly Bill No. 1522—An act to amend Section 8732.5 of, and to add Section 6055 and 6203.5 to, and to repeal Section 6453.5 of, the Revenue and Taxation Code, relating to credits against the sales, use and use fuel tax.

Objection Raised

Senator Cameron objected to Assembly Bill No. 1522 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 1522 to the second reading file.

Assembly Bill No. 1228—An act to amend Sections 73821, 73822, and 73823 of the Government Code, relating to municipal courts.

Objection Raised

Senator Donnelly objected to Assembly Bill No. 1228 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule No. 22.2, ordered Assembly Bill No. 1228 to the second reading file.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Rattegan moved that Assembly Bill No. 2224 be taken from the inactive file and placed on the second reading file.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Joint Resolution No. 28: By Senators Arnold, Erhart, Teale, Montgomery, Rattigan, Regan, Hollister, Gibson, O'Sullivan, and Slattery—Relative to the cessation of services by the Federal Bureau of Indian Affairs.

Referred to Committee on Rules.

Senate Joint Resolution No. 29: By Senator Fisher—Relative to demonstration sea water conversion plants.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 86: By Senator Williams—Relative to the creation of the Joint Committee on Water Problems.

Referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senator McBride:

Senate Resolution No. 145

Relative to creating the Senate Interim Committee on the Education and Rehabilitation of Handicapped Children and Adults

WHEREAS, There is in California an increasing number of persons handicapped by accidents, disease and from congenital conditions, and it is in the interest of the State to provide such rehabilitation services as are necessary to return them to employment, self-support, independent living and self-care; and

WHEREAS, Studies reveal that only a small percentage of those workers severely disabled by industrial accidents receive rehabilitation services and the Legislature has authorized a special study of the rehabilitation of the industrially injured; and

WHEREAS, There are in our public sanitariums and hospitals a large number of patients who are maintained at public expense and who will require rehabilitation services to assist them in returning to suitable employment; and

WHEREAS, A high percentage of those persons receiving public assistance are incapacitated by physical disabilities and it has been demonstrated that many of them can be returned to employment through the application of appropriate rehabilitation services; and

WHEREAS, The establishment of handicapped individuals in business enterprises has provided a successful means of providing rehabilitation services, and an expansion of this type service has been recommended; and

WHEREAS, There are a number of persons who cannot be employed in competitive industry, and it has been recommended that sheltered workshops be established to provide employment and opportunities for self-support; and

WHEREAS, Chronic disease and mental illness have continued to increase and have contributed to the increase in the number of persons confined to institutions at public expense; and

WHEREAS, There are a number of state agencies rendering related services to the handicapped adult without any administrative or functional intergration of such services; and

WHEREAS, The Legislative Auditor has recommended that a study be made concerning the location of these services in the various state agencies and how these services can best be co-ordinated; and

WHEREAS, The Legislative Auditor has recommended that a master plan of rehabilitation services be developed; and

WHEREAS, The education of children is essentially an obligation of the State wherein the philosophy of equal opportunity is recognized; and

WHEREAS, There is an increased number of children who, due to physical and mental handicaps, cannot accommodate themselves to, or profit from, the programs of education offered to children who do not suffer from such handicapping conditions; and

WHEREAS, The distribution of the various types of handicapped children over the State, particularly in rural areas, makes it difficult for many school districts to maintain adequate programs of special education; and

WHEREAS, Special skills are required in the education and training of handicapped children, and there is a shortage of teachers in this field; and

WHEREAS, There are few programs adapted to the needs of handicapped children at the secondary level and there are few organized programs for the vocational guidance and training of the handicapped child; and

WHEREAS, The Legislature has authorized a special study of the educational needs of emotionally-disturbed children; and

WHEREAS, Committees of the Legislature have recommended a special study of the diagnosis and treatment of epilepsy; and

WHEREAS, A joint committee of the Legislature has recommended the extension of child care centers to provide service for the physically handicapped and mentally retarded; now, therefore, be it

Resolved by the Senate of the State of California, as follows:

1. The Senate Interim Committee on the Education and Rehabilitation of Handicapped Children and Adults is hereby created, authorized, and directed to study and analyze the existing state policies pertaining to the education and rehabilitation of all types of physically and mentally handicapped persons, with particular reference to the financial, administrative, professional, and legal problems involved in providing special education and rehabilitation for such persons, including, but not limited to, the study, analysis and investigation of all matters pertaining to this resolution. The committee shall advise and confer with the Department of Education, Department of Social Welfare, Department of Public Health, Department of Mental Hygiene, and any other department of this State having functions pertaining to the

welfare of physically handicapped persons, and the appropriate officers and agencies thereof, to consider and prepare such new legislation as may in any way bear upon or relate to the subject of this resolution.

2. The committee shall consist of five Members of the Senate appointed by the Rules Committee thereof. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this sesion of the Legislature, including any recess, and after final adjournment until the commencement of the 1961 Regular Session, with authority to file its final report not later than the sixtieth legislative day.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Rules of the Senate as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To cooperate with and secure the cooperation of county, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff or any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To meet at the State Capitol or any place within the State or the United States.

(f) To secure progress reports on all special studies authorized by the Legislature pertaining to the education and rehabilitation of physically and mentally handicapped children and adults, and to summarize such reports and make recommendations to the Legislature thereon.

(g) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties and accomplish the objects and purposes of this resolution.

6. The sum of twenty five thousand dollars ($25,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

Motion to Reprint Report

Senator Regan moved that 2,000 additional copies of the Second Partial Report of the Joint Judiciary Committee on Administration of Justice be printed for distribution.

Motion carried.

ADJOURNMENT

At 6.15 p.m., on motion of Senator Williams, the President declared the Senate adjourned until 3 p.m. Wednesday, June 3, 1959.

JOHN F. LEA, Minute Clerk